

INSPECTION REPORT

Inspection Entry Date/Time	11/7/2024 08:50 (CT)		Announced: No (tenants and related facilities)	
Inspection Exit Date/Time	11/7/2024 09:40 (CT)		Access: Granted	
Regulatory Program	RCRA			
Type of Inspection	Focused Compliance Inspection (FCI)			
Facility or Site Name	American Pollution Control			
Facility/Site Identifier	TXR000086666			
Facility/Site Physical Address	101 Farm-to-Market Road 365			
City, State, Zip Code	Port Arthur, TX 77640			
County/Borough	Jefferson County			
Generator Status	Non-generator			
NAICS	562910			
Type of Operation	American Pollution Control focuses on crude oil tank cleaning, spill response, and the removal of asbestos and mold.			
Geographic Coordinates	29.92376, -94.01603			
Additional Persons Participating in Inspection:				
Name	Title	Organization	Email	Phone
Angela Hays	Inspector	EPA REGION 6	Hays.Angela@epa.gov	(214) 665-2285
Sandesh Thapa	Inspector	EPA REGION 6	Thapa.Sandesh@epa.gov	(214) 665-2265
Jon Herbay	Contractor	Eastern Research Group (ERG)	Jon.Herbay@erg.com	(412) 780-9931
Lead Inspector:				
Vince Damiano	Chemical Engineer			02/06/2025
	ERG	Vince.Damiano@erg.com	(703) 633-1732	

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

The Port of Beaumont 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, verbal or written statements made during or after the on-site inspection, and/or materials shown, demonstrated, or submitted to the Environmental Protection Agency (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
Inspector/Enforcement Officer/EPA Region 6	Angela Hays	(214) 665-2285	Hays.Angela@epa.gov	Yes	Yes
Inspector/Enforcement Officer/EPA Region 6	Sandesh Thapa	(214) 665-2265	Thapa.Sandesh@epa.gov	Yes	Yes
RCRA Inspector/ Contractor/ERG	Jon Herbay	(412) 780-9931	Jon.Herbay@erg.com	Yes	Yes
American Pollution Control	Lindsey Gothia	(409) 728-1992	LGothia@ampol.net	Yes	Yes
American Pollution Control	Steven Gill	(409) 682-3919	SGill@ampol.net	Yes	Yes

Facility General Description

Tenant/Area	Inspection Date	Process Description	Area of Concern
American Pollution Control	11/07/24	American Pollution Control (AMPOL) cleans crude oil tanks, manages spills, and removes asbestos and mold. The facility is land-based and does not maintain a MARPOL COA.	Yes

SECTION II – OBSERVATIONS

Tenant: American Pollution Control			
Section: 2.1	Date: 11/07/24, 08:50 AM	Contains AOC: Yes	Contains CBI: No
Lead Inspector: Vince Damiano	Attendees: Linsey Gothia (Sales), Steven Gill (Manager)		
AMPOL is a remediation and emergency response company specializing in tank cleanings, spill response (both onshore and offshore), asbestos/mold abatement, and site remediation. AMPOL operates using roll-off containers, hydro-excavation trucks, and vacuum trucks. AMPOL does not maintain a MARPOL COA but is registered with the EPA for used oil transporter activities from its spill response operations (TXR000086666). Mr. Gill stated waste is never brought back to the facility and is brought straight to the used oil recycler, either Action Oil (TXR000085911) or EcoWerks (TXR000036277). Third parties always clean vacuum trucks, typically AMPOL uses EcoWerks, KSolv, or Republic. AMPOL is certified to remove waste from ships onto shore but has not conducted this operation yet. Used oil generated from AMPOL operations is sent to be recycled at Action Oil. Following the opening conference, the inspection team conducted a visual inspection of AMPOL’s maintenance area. The inspection team observed one 55-gallon drum of used oil that was labeled “Used Oil” and the drum was closed and in good condition. The used oil was generated from AMPOL operations. AMPOL did not have any other waste-related activities to observe at the time of the inspection. The inspection team did not observe any areas of concern (AOCs) at the time of the inspection; however, further EPA review may add to their potential AOCs. A closing conference was conducted at approximately 9:30 AM with AMPOL. Following the inspection on 11/19/2024, Mike Watts (AMPOL’s Transportation Director) provided the inspection team with two examples of shipping papers related to transporting DOT-regulated hazardous materials (see Appendix 1). In the response, Mr. Watts stated they could not find records related to AMPOL transporting RCRA-regulated waste (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. 11/19/24 AMPOL email – Mike Watts provided examples of shipping papers related to the transportation of DOT-regulated hazardous waste.

SECTION VI – LIST OF APPENDICES

Appendix 1. DOT Shipping Paper Examples

Appendix 2. AMPOL Response on 11/19/2024

APPENDIX 1.
DOT SHIPPING PAPER EXAMPLES

Straight Bill of Lading - Short Form
Original - Not Negotiable

Order No:

Received, subject to the classifications and lawfully filed tariffs in effect on the date of the issue of this Bill of lading

Braskem

Shipped From: 8811 Strang Road - La Porte, Tx. 77571

Date:

the property described below, in apparent good order, except as noted (contents and condition of contents of packages unknown), marked, consigned, and destined as indicated below, which said carrier (the word carrier being understood throughout this contract as meaning any person or corporation in possession of the property under the contract) agrees to carry its usual place of delivery at said destination, if on its route, otherwise to deliver to another carrier on the route to said destination. It is mutually agreed, as to each carrier of all or any of said property over all or any portion of said route to destination, and as to each party at any time interested in all or any said property, that every service to be performed hereunder shall be subject to all the terms and conditions of the Uniform Domestic Straight Bill of lading set forth (1) in Uniform Freight Classifications in effect on the date hereof, if this is a rail or rail-water shipment, or (2) in the applicable motor carrier classification or tariff if this is a motor carrier shipment.

Shipper hereby certifies that he is familiar with all the terms and conditions of the said Bill of Lading, including those on the back thereof, set forth in the classification or tariff which governs the transportation of this shipment and the said terms and conditions are hereby agreed to by the shipper and accepted for himself and his assigns.

Consigned To: AMPOL

Destination: BTX Energy 29347 Highway 124, Winnie TX

PICK UP DATE:						
Delivering Carrier: PCI			P.O.			
No. of Pkgs.	HM	Description of Articles Special Marks and Exceptions:	STCC No.: 28-211-39	*Weight (Subject to Corr.)	Class or Rate	Grade:
1	x	Hexane, Water, & Catalyst DOT Regulated UN 1208 Health: 1 Flammability: 3 Instability: 0 Product: Batch: ATTN: MSDS: Hexane(S) Code:003457	Gross Weight : Tare Weight : Net Weight :	64780 41440 23340		
Subject to section 7 of conditions of applicable bill of lading, if this shipment is to be delivered to the consignee without recourse on the consignor, the consignor shall sign the following statement: The carrier shall not make delivery of this shipment without payment of freight and other lawful charges.						
(Signature of Consignor.)						
If charges are to be prepaid, write or stamp here "to be Prepaid"						
To Be Prepaid						
Received \$ _____ to apply in prepayment of the charges on the property described hereon.						
(Agent of Cashier)						
Per: _____ (The signature here acknowledges only the amount prepaid.)						
Charges Advanced:						

For Transportation Emergency – Spill, Leak, Fire, Exposure, Or
Accident, Call 800-424-9300. In District of Columbia 202-483-7616

24-Hour Number 800-424-9300

This is to certify that the above-named materials are properly classified, described, packaged, marked, and labeled, and are in proper condition for transportation according to the applicable regulations of the Department of Transportation
Shipper's Imprint in Lieu of Stamp: Not part of bill of lading Approved by the Interstate Commerce Commission

SHIPPER : BRASKEM

Per:

* If the shipment moves between two ports by a carrier by water, the law requires that the bill of lading shall state whether it is "carrier's or shipper's weight."
NOTE - Where the rate is dependent on value, shipper's are required to state specifically in writing the agreed or declared value of the property. The agreed or declared value of the property is hereby specifically stated by the shipper to be not exceeding

\$ _____ per _____ (pkg.)

Per:

MAIL FREIGHT BILLS TO:

BRASKEM INC.

1735 MARKET STREET

PHILADELPHIA, PA. 19103-7583

TRANSPORTATION COMPANY NAME

Per:

Amopol
Secalac me
Karylee Avey 10/25/24

1214324299812
TICKET NUMBER



**CERTIFIED
AUTOMATED
TRUCK
SCALE**

CAT SCALE COMPANY
P.O. BOX 630
WALCOTT, IA 52773
(877) 228-7225
www.catscale.com

DATE: 10-25-24

SCALE: 2143

LOCATION: OASIS WINNIE

22590 HWY 73

WINNIE TX

STEER AXLE 11760 lb

DRIVE AXLE 26480 lb

TRAILER AXLE 26540 lb

* GROSS WEIGHT 64780 lb

* The four weights shown below are separate weights. The GROSS WEIGHT is the CERTIFIED WEIGHT and was weighed on a full length platform scale. All weights are guaranteed by CAT Scale.

This is to certify that the following described merchandise was weighed, counted, or measured by a public or deputy weighmaster, and when properly signed and sealed shall be prima facia evidence of the accuracy of the weight shown as prescribed by law.

PUBLIC WEIGHER
CERTIFICATE OF
AUTHORITY
CERTIFICATE NUMBER
0731534



WEIGH NUMBER

9812

(877) 228-7225
www.catscale.com

DATE: 10-25-24

SCALE: 2143

LOCATION: OASIS WINNIE

22590 HWY 73

WINNIE TX

STEER AXLE 11300 lb

DRIVE AXLE 16660 lb

TRAILER AXLE 13480 lb

* GROSS WEIGHT 41440 lb

This is to certify that the following described merchandise was weighed, counted, or measured by a public or deputy weighmaster, and when properly signed and sealed shall be prima facia evidence of the accuracy of the weight shown as prescribed by law.

PUBLIC WEIGHER
CERTIFICATE OF
AUTHORITY
CERTIFICATE NUMBER
0731534



WEIGH NUMBER

9812

9812

THE CAT SCALE GUARANTEE
The CAT Scale Company guarantees that our scales will give an accurate weight. What makes us different from other scale companies is that we back up our guarantee with cash.©

WEIGH WHAT WE SAY OR WE PAY®

If you get an overweight fine from the state **AFTER** one of our CAT Scales showed a legal weight, we will immediately check our scale and we will:

- (1) Reimburse you for the cost of the overweight fine if our scale is wrong, **OR**
- (2) A representative of CAT Scale Company will appear in court **WITH** the driver as an expert witness if we believe our scale was correct.

IF YOU SHOULD GET AN OVERWEIGHT FINE, YOU SHOULD DO THE FOLLOWING TO GET THE PROBLEM RESOLVED:

- 1) Post bond and request a court date.
- 2) Call CAT Scale Company direct 24 hours a day at 1-877-CAT-SCALE, ext. 7 (Toll Free) or visit www.catscaleguarantee.com for instructions.
- 3) **IMMEDIATELY** send a copy of the citation, CAT Scale Ticket, your name, company, address, and phone number to CAT Scale Company Attn: Guarantee Department.

WEIGH
FASTER
WITH OUR APP.
FIND OUT MORE AT
WEIGHMYTRUCK.COM

LIVESTOCK, PRODUCE, PROPERTY, COMMODITY, OR ARTICLES WEIGHED FREIGHT ALL KINDS
COMPANY AMPOL TRACTOR # 127 TRAILER # T58
FEE \$14.00 WEIGHMASTER OR
WEIGHER SIGNATURE [Signature] FULL WEIGH
(IF REWEIGH) TICKET #

© CAT Scale® CS WC 06/23

LIVESTOCK, PRODUCE, PROPERTY, COMMODITY, OR ARTICLES WEIGHED FREIGHT ALL KINDS
COMPANY AMPOL TRACTOR # 127 TRAILER # T58
FEE \$4.50 WEIGHMASTER OR
WEIGHER SIGNATURE [Signature] FULL WEIGH
(IF REWEIGH) TICKET # 1214324299812

© CAT Scale® CS WC 06/23

/Straight Bill of Lading - Short Form
Original - Not Negotiable

Order No:

Received, subject to the classifications and lawfully filed tariffs in effect on the date of the issue of this Bill of lading

Braskem

Shipped From: - 8811 Strang Road - La Porte, Tx. 77571

Date:

the property described below, in apparent good order, except as noted (contents and condition of contents of packages unknown), marked, consigned, and destined as indicated below, which said carrier (the word carrier being understood throughout this contract as meaning any person or corporation in possession of the property under the contract) agrees to carry its usual place of delivery at said destination, if on its route, otherwise to deliver to another carrier on the route to said destination. It is mutually agreed, as to each carrier of all or any of said property over all or any portion of said route to destination, and as to each party at any time interested in all or any said property, that every service to be performed hereunder shall be subject to all the terms and conditions of the Uniform Domestic Straight Bill of lading set forth (1) in Uniform Freight Classifications in effect on the date hereof, if this is a rail or rail-water shipment, or (2) in the applicable motor carrier classification or tariff if this is a motor carrier shipment.

Shipper hereby certifies that he is familiar with all the terms and conditions of the said Bill of Lading, including those on the back thereof, set forth in the classification or tariff which governs the transportation of this shipment and the said terms and conditions are hereby agreed to by the shipper and accepted for himself and his assigns.

Consigned To: AMPOL

Destination: BTX Energy 29347 Highway 124, Winnie TX

Delivering Carrier: PCI		LP# LAD 98255 7354	TRAILER# 119			
No. of Pkgs.	HM	Description of Articles Special Marks and Exceptions:	STCC#: 49-081-83	*Weight (Subject to Corr.)	Class or Rate	Grade:
1 T/T	X	UN 1993 Flammable Liquids, n.o.s. (Hexanes) , 3, PG II ERG# 128		<u>Gross Wt.</u> <u>Tare Wt.</u> <u>Net Wt.</u> 12540		
			Date Hauled: 11-01-24			Subject to section 7 of conditions of applicable bill of lading, if this shipment is to be delivered to the consignee without recourse on the consignor, the consignor shall sign the following statement: The carrier shall not make delivery of this shipment without payment of freight and other lawful charges.
			Time In: 0120			(Signature of Consignor.)
			Time Out: 1300			If charges are to be prepaid, write or stamp here "to be Prepaid"
						To Be Prepaid
						Received \$ _____ to apply in prepayment of the charges on the property described hereon.
						(Agent of Cashier)
						Per: _____ (The signature here acknowledges only the amount prepaid.)
						Charges Advanced:

For Transportation Emergency - Spill, Leak, Fire, Exposure, Or Accident, Call 800-424-9300. In District of Columbia 202-483-7616

24-Hour Number 800-424-9300

This is to certify that the above-named materials are properly classified, described, packaged, marked, and labeled, and are in proper condition for transportation according to the applicable regulations of the Department of Transportation

Shipper's Imprint in Lieu of Stamp: Not part of bill of lading Approved by the Interstate Commerce Commission

SHIPPER: **BRASKEM**

Per:

FOREMAN SIGNATURE 

MAIL FREIGHT BILLS TO:

BRASKEM AMERICAS
1735 MARKET STREET
PHILADELPHIA, PA. 19103-7583

* If the shipment moves between two ports by a carrier by water, the law requires that the bill of lading shall state whether it is "carrier's or shipper's weight."

NOTE - Where the rate is dependent on value, shipper's are required to state specifically in writing the agreed or declared value of the property. The agreed or declared value of the property is hereby specifically stated by the shipper to be not exceeding

\$ _____ per _____ (pkg.)

Per:

AMPOL Kaylee army 11-1-24

TRANSPORTATION COMPANY NAME

Per: **Albert Esprea**

11-01-24

Driver Print name and date on above line

1214324306869
TICKET NUMBER



CERTIFIED AUTOMATED TRUCK SCALE

CAT SCALE COMPANY
P.O. BOX 630
WALCOTT, IA 52773
(877) 228-7225
www.catscale.com

THE CAT SCALE GUARANTEE
The CAT Scale Company guarantees that our scales will give an accurate weight. What makes us different from other scale companies is that we back up our guarantee with cash.®

WEIGH WHAT WE SAY OR WE PAY®

If you get an overweight fine from the state **AFTER** one of our CAT Scales showed a legal weight, we will immediately check our scale and we will:

- (1) Reimburse you for the cost of the overweight fine if our scale is wrong, **OR**
- (2) A representative of CAT Scale Company will appear in court **WITH** the driver as an expert witness if we believe our scale was correct.

IF YOU SHOULD GET AN OVERWEIGHT FINE, YOU SHOULD DO THE FOLLOWING TO GET THE PROBLEM RESOLVED:

- 1) Post bond and request a court date.
- 2) Call CAT Scale Company direct 24 hours a day at 1-877-CAT-SCALE, ext. 7 (Toll Free) or visit www.catscaleguarantee.com for instructions.
- 3) **IMMEDIATELY** send a copy of the citation, CAT Scale Ticket, your name, company, address, and phone number to CAT Scale Company Attn: Guarantee Department.

* The four weights shown below are separate weights. The GROSS WEIGHT is the CERTIFIED WEIGHT and was weighed on a full length platform scale. All weights are guaranteed by CAT Scale.

DATE: 11-01-24

SCALE: 2143

LOCATION: OASIS WINNIE

22590 HWY 73

WINNIE TX

STEER AXLE 9800 lb

DRIVE AXLE 21360 lb

TRAILER AXLE 20060 lb

* GROSS WEIGHT 51220 lb

This is to certify that the following described merchandise was weighed, counted, or measured by a public or deputy weighmaster, and when properly signed and sealed shall be prima facie evidence of the accuracy of the weight shown as prescribed by law.

PUBLIC WEIGHER
CERTIFICATE OF
AUTHORITY
CERTIFICATE NUMBER
0731534



WEIGH NUMBER

6869

(877) 228-7225
www.catscale.com

DATE: 11-01-24

SCALE: 2143

LOCATION: OASIS WINNIE

22590 HWY 73

WINNIE TX

STEER AXLE 9740 lb

DRIVE AXLE 16200 lb

TRAILER AXLE 12740 lb

* GROSS WEIGHT 38680 lb

This is to certify that the following described merchandise was weighed, counted, or measured by a public or deputy weighmaster, and when properly signed and sealed shall be prima facie evidence of the accuracy of the weight shown as prescribed by law.

PUBLIC WEIGHER
CERTIFICATE OF
AUTHORITY
CERTIFICATE NUMBER
0731534



WEIGH NUMBER

6869

6869

6869

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FREIGHT ALL KINDS

LIVESTOCK, PRODUCE, PROPERTY, COMMODITY, OR ARTICLES WEIGHED

COMPANY AMPOAL

TRACTOR # 96

TRAILER # T119

FEE \$14.00

WEIGHMASTER OR
WEIGHER SIGNATURE

FULL WEIGH
TICKET #
(IF REWEIGH)

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FREIGHT ALL KINDS

LIVESTOCK, PRODUCE, PROPERTY, COMMODITY, OR ARTICLES WEIGHED

COMPANY AMPOAL

TRACTOR # 96

TRAILER # T119

FEE \$4.50

WEIGHMASTER OR
WEIGHER SIGNATURE

FULL WEIGH
TICKET # 1214324306869
(IF REWEIGH)

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APPENDIX 2.
AMPOL RESPONSE ON 11/19/2024

RE: Follow-up From EPA Visit on 11/7

From Mike Watts <mike@ampol.net>

Date Tue 11/19/2024 11:48 AM

To Vince Damiano <Vince.Damiano@erg.com>

Cc Jon Herbay <Jon.Herbay@erg.com>; Thapa.Sandesh@epa.gov <Thapa.Sandesh@epa.gov>;
hays.angela@epa.gov <hays.angela@epa.gov>; Kirk Headley <kirk@ampol.net>; Heath Headley
<hheadley@ampol.net>; Steven Gill <sgill@ampol.net>

 2 attachments (1 MB)

11-1-24 NA.pdf; 10-25-24 NA.pdf;

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

Vince,

My name is Mike Watts and I am AMPOL's DOT/Transportation Director. I am reaching out to you today regarding your visit on 11/7. I apologize for the delay, but we were trying to be thorough in our own internal inquiry.

Going back for a year, we can find no record of the AMPOL Port Arthur facility having transported hazardous waste through that facility or even point to point shipments using vehicles originating from that facility. We also looked for records pertaining to the transportation of spill cleanup waste that would have been classified as hazardous waste or hazardous materials and it appears that we have no shipments on record fitting either description.

That facility DOES transport a fairly decent quantity of FMCSA regulated hazardous materials, and I have attached copies of the shipping papers for two those for you to review, but none of those are associated with a spill cleanup and they are not classified as an EPA regulated waste. I can send more, but all of the recent ones are all cookie cutter BOL's from Braskem.

Also, I am told you are requesting our EPA and TX ID numbers. Those numbers are:

LAD982557357 – Transporter ID

TXR000086666 – Port Arthur Office

If there is a specific incident that you would like to dig deeper into and if you are able to provide dates and locations or even a basic description of the event, it would certainly help us focus our search. In lieu of that, I'm happy to send you more BOL's for more FMCSA Hazardous Materials shipments we have done if that would help you close out your inquiry.

V/R,

Mike Watts
AMPOL

From: Vince Damiano <Vince.Damiano@erg.com>

Sent: Friday, November 8, 2024 12:55:18 PM

To: Steven Gill <sgill@ampol.net>; Lindsey Gothia <lgothia@ampol.net>

Cc: Jon Herbay <Jon.Herbay@erg.com>; Thapa, Sandesh <Thapa.Sandesh@epa.gov>; Hays, Angela <hays.angela@epa.gov>

Subject: Follow-up From EPA Visit on 11/7

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

I am following up with a list of items and notes from our inspection today.

- Please provide your EPA ID and your three most recent examples of manifests involving clean-up and transporting spills of hazardous material

Again, thank you for taking the time out of your day to meet with us. Please let us know if you have any questions or concerns.

Thanks,
Vince



Vince Damiano

Chemical Engineer, Chantilly Office

Cell: (703) 835-6281

Vince.Damiano@erg.com