



REGION 6

DALLAS, TX 75270

January 23, 2024

VIA Electronic Mail:
c.henry@stolt.com

Corrie Henry
EHS Supervisor
Stolt-Nielsen, Inc.
16300 De Zavalla Road, Building 7
Channelview, TX 77530

**Re: Stolt Barging Services
Resource Conservation and Recovery Act
Notice of Potential Violation and Opportunity to Confer**

Dear Mr. Henry:

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 regulates the control of hazardous waste from the “cradle-to-grave.” This includes the generation, transportation, treatment, storage and disposal of hazardous waste.

On August 24, 2023, the EPA, Region 6 conducted an inspection at Stolt-Nielsen, Inc.’s Stolt Barging Services facility in Channelview, Texas. The purpose of the inspection/investigation was to determine compliance with the requirements of RCRA and the implementing regulations. Information currently available to the EPA suggests potential violations of RCRA. By this letter, the EPA is extending an opportunity to advise the Agency via a conference call, or in writing, of any further information the EPA should consider with respect to the following potential violations of the RCRA and the implementing regulations:

- Central Accumulation Area - Failure to properly close the containers holding hazardous waste during accumulation pursuant to 40 CFR § 262.17(a)(1)(iv)(A).
- Labelling and Marking of Containers - Failure to label containers with words “Hazardous Waste”, indication of the hazards of the contents, and start date of accumulation, pursuant to 40 CFR § 262.17(a)(5)(i).
- Weekly Inspection - Failure to provide inspection records of Central Accumulation Area pursuant of 40 CFR § 262.17(a)(1)(v).

If you are interested in participating in an opportunity to confer with the Agency with respect to the above listed potential violations, please contact Nathan Taylor, with the Office of Regional Counsel, within seven calendar days of receipt of this letter at taylor.nathan@epa.gov or 214-665-3128.

Thank you for your attention to this matter. If you have any questions, please contact Nathan Taylor (taylor.nathan@epa.gov; 214-665-3128) or Sandesh Thapa (thapa.sandesh@epa.gov; 214-665-2265).

Sincerely,

Jeff Yurk,
Manager
Waste Enforcement Branch

Enclosure: Additional Sources of Information

cc: madelyn.flannagan@tceq.texas.gov
john.shelton@tceq.texas.gov

ADDITIONAL SOURCES OF INFORMATION

- Information on RCRA and hazardous waste regulations
<https://www.epa.gov/rcra/resource-conservation-and-recovery-act-rcra-regulations>
- RCRA Civil Penalty Policy
<https://www.epa.gov/enforcement/resource-conservation-and-recovery-act-rcra-civil-penalty-policy>
- 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
- Small Business Fact Sheet
www.epa.gov/compliance/small-business-resources-information-sheet