



Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.



Dave Freudenthal, Governor

John Corra, Director

December 4, 2009

Mr. Terry L. Hurlburt
Senior Vice President/Operations
Jonah Gas Gathering Company
P.O. Box 4324
Houston, TX 77210-4324

Re: Notice of Violation

Dear Mr. Hurlburt:

Enclosed you will find a Notice of Violation (NOV) issued to Jonah Gas Gathering Company by the Department of Environmental Quality, Air Quality Division for venting VOC flash emissions from the condensate storage tanks in violation of permit 3-0-208. This violation was determined based on the Air Quality Division's inspection performed on October 28, 2009.

As the Department and this Division consider the failure to comply with air quality permit emission control requirements to be a serious matter, I am recommending the Department refer this violation to the State Attorney General's office requesting a suit be filed in District Court to recover appropriate penalties. If you would like to discuss settlement of this issue prior to action on the referral by the Attorney General's office, please contact Ms. Karen Godman, Air Quality Compliance Program Principal, at 307-777-8601 no later than ten (10) days after receipt of this letter.

Should you have any questions or comments regarding the Notice of Violation, please feel free to contact me or Ms. Karen Godman.

Sincerely,

David A. Finley
Administrator
Air Quality Division

cc: Nancy Vehr
Robert Gill
Karen Godman
Tony Hoyt
Keith Guille



**BEFORE THE
DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING**

**IN THE MATTER OF THE NOTICE OF VIOLATION
ISSUED TO JONAH GAS GATHERING COMPANY
MR. TERRY L. HURLBURT,
SENIOR VICE PRESIDENT/OPERATIONS,
PO BOX 4324,
HOUSTON, TEXAS 77210-4324**

DOCKET NO. 4614-09

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. The Department of Environmental Quality, Division of Air Quality, has found Jonah Gas Gathering Company (Jonah) to be in violation of permit 3-0-208 issued in accordance with W.S. 35-11-801 of the Wyoming Environmental Quality Act and Chapter 6, Section 3 of the Wyoming Air Quality Standards and Regulations in the operation of the Luman Compressor Station located in Sublette County, Wyoming.

2. W.S. 35-11-801 states, "In granting permits, the director may impose such conditions as may be necessary to accomplish the purpose of this act which are not inconsistent with the existing rules, regulations and standards."

3. Chapter 6, Section 3 of the Wyoming Air Quality Standards and Regulations prescribes the applicability and procedures for issuing permits to major sources under Wyoming's operating permitting program.

4. Permit 3-0-208 was issued to Jonah Gas Gathering Company on February 15, 2006. Condition F3 of permit 3-0-208 dictates control of vent vapors from tanks as follows:

"VOC flash emissions from the condensate storage tanks (TK1 through TK5) shall be controlled by either enclosed combustion chamber (CU-1 or CU-2)."

5. On October 28, 2009, Ms. Jennifer Frazier, Air Quality Division Engineer/Inspector, observed continuous significant amounts of vapors venting from an Enardo valve. Venting vapors from an Enardo valve and not routing vapors from the condensate tanks to the combustion device is a violation of conditions F3 of permit 3-0-208.

6. Said violation consists of venting vapors from an Enardo valve and not routing vapors from the condensate tanks to the combustion device.

7. Under W.S. 35-11-901(a), any person who violates any provision of Article 2 of [the Environmental Quality Act] ... or any rule, regulation, standard or permit adopted pursuant to those provisions, or who violates any determination or order of the council pursuant to Article 2 of [the Environmental Quality Act] ... is subject to a penalty not to exceed ten thousand dollars (\$10,000.00) for each violation for each day during which the violation continues, a temporary or permanent injunction, or both a penalty and an injunction.

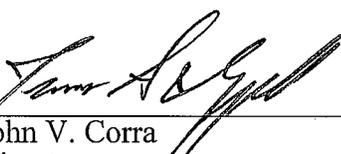
8. This notice is being sent to you pursuant to W.S. 35-11-701(c), which requires that, in any case of the failure to correct or remedy an alleged violation, the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

Jonah Gas Gathering Company
Notice of Violation
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DATED this 22ND day of December, 2009.



David A. Finley
Administrator
Air Quality Division



John V. Corra
Director
Department of Environmental Quality

Please direct all inquiries to David A. Finley, Administrator, Division of Air Quality, Department of Environmental Quality, Herschler Building, 2nd Floor, 122 W. 25th Street, Cheyenne, Wyoming 82002. (Telephone: 307/777-7393.)