



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 10, 1200 6th Avenue, Suite 900, Seattle, Washington, 98101

EXPEDITED SPCC SETTLEMENT AGREEMENT

DOCKET NO. CWA-10-2019-0041

On: September 11, 2017
At: Camas Mill Pulp & Paper Mill
Owned or operated: Georgia Pacific Consumer Products, LLC, Camas Mill (Respondent)

An authorized representative of the United States Environmental Protection Agency (EPA) conducted a Spill Prevention, Control, and Countermeasures (SPCC) inspection on the above referenced date. Later, an EPA authorized representative used the inspection report to determine compliance with the Oil Pollution Prevention regulations promulgated at 40 CFR Part 112 under Section 311(j) of the Clean Water Act (33 U.S.C. § 1321(j)) (the Act), and found that Respondent had violated regulations implementing Section 311(j) of the Act by failing to comply with the regulations as noted on the attached SPCC INSPECTION FINDINGS, ALLEGED VIOLATIONS AND PROPOSED PENALTY FORM (Form), which is hereby incorporated by reference.

The parties are authorized to enter into this Expedited Settlement under the authority vested in the Administrator of EPA by Section 311(b) (6) (B) (i) of the Act, 33 U.S.C. § 1321(b) (6) (B) (i), as amended by the Oil Pollution Act of 1990, and by 40 CFR § 22.13(b). The parties enter into this Expedited Settlement in order to settle the civil violations described in the Form for a penalty of \$1,275.

This settlement is subject to the following terms and conditions:

EPA finds the Respondent is subject to the SPCC regulations, which are published at 40 CFR Part 112, and has violated the regulations as further described in the Form. The Respondent admits he/she is subject to 40 CFR Part 112 and that EPA has jurisdiction over the Respondent and the Respondent's conduct as described in the Form. Respondent does not contest the Inspection Findings, and waives any objections it may have to EPA's jurisdiction. The Respondent consents to the assessment of the penalty stated above. Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that the violations have been corrected and Respondent has sent a certified check in the amount of \$1,275, payable to the "Oil Spill Liability Trust Fund" to: "U.S. Environmental Protection Agency, Fines and Penalties, Cincinnati Finance Center, P.O. Box 979077, St. Louis, MO 63197-9000". Respondent has noted on the penalty payment check "EPA" and the docket number of this case, "CWA-10-2019-0041."

Upon signing and returning this Expedited Settlement to EPA, Respondent waives the opportunity for a hearing or appeal pursuant to Section 311 of the Act, and consents to EPA's approval of the Expedited Settlement without further notice.

If the Respondent does not sign and return this Expedited Settlement as presented within 30 days of the date of its receipt, the proposed Expedited Settlement is withdrawn without prejudice to EPA's ability to file any other

enforcement action for the violations identified in the Form.

After this Expedited Settlement becomes effective, EPA will take no further action against the Respondent for the violations of the SPCC regulations described in the Form. However, EPA does not waive any rights to take any enforcement action for any other past, present, or future violations by the Respondent of the SPCC regulations or of any other federal statute or regulations. By its first signature, EPA ratifies the Inspection Findings and Alleged Violations set forth in the Form.

This Expedited Settlement is binding on the parties signing below, and is effective upon EPA's filing of the document with the Regional Hearing Clerk.

APPROVED BY EPA:

[Signature] Date: 12-14-18
Edward J. Kowalski, Director
Office of Compliance and Enforcement

APPROVED BY RESPONDENT:

Name (print): SHAWN WOOD
Title (print): VICE PRESIDENT
[Signature] Date 1-17-2019
Signature

Estimated cost for correcting the violation(s) is \$28,220

IT IS SO ORDERED:

[Signature] Date 2/12/19
Richard Mednick
Regional Judicial Officer
EPA Region 10

RECEIVED

19 FEB 13 PM 2:45

HEARINGS CLERK
EPA - REGION 10

Certificate of Service

The undersigned certifies that the original of the attached **CONSENT AGREEMENT AND FINAL ORDER, In the Matter of: Georgia Pacific Consumer Products, LLC, Camas Mill; Docket No.: CWA-10-2019-0041**, was filed with the Regional Hearing Clerk and served on the addressees in the following manner on the date specified below:

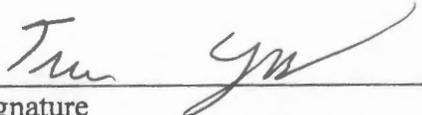
The undersigned certifies that a true and correct copy of the document was delivered to:

Christian F. Gebhardt, Compliance Officer
U.S. Environmental Protection Agency
1200 Sixth Avenue, OCE-201
Suite 155
Seattle, Washington 98101

Further, the undersigned certifies that a true and correct copy of the aforementioned document was placed in the United States mail certified/return receipt to:

Shawn Wood, Vice President
Georgia Pacific Consumer Products, LLC Camas Mill
401 NE Adams Street
Camas, Washington 98601

DATED this 13 day of February, 2019



Signature

Teresa Young
Regional Hearing Clerk
EPA Region 10

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

January 17, 2019

Mr. Chris Gebhardt
Compliance Officer
U.S. Environmental Protection Agency
1200 Sixth Avenue, Suite 155 (M/S OCE-201)
Seattle, WA 98101

**Re: Expedited SPCC Settlement Agreement
Docket No. CWA-10-2019-0141**

Dear Mr. Gebhardt:

Georgia-Pacific Consumer Operations LLC (GP) received Expedited SPCC Settlement Agreement Docket No. CWA-10-2019-0141 (ESA) via electronic mail on December 18, 2018, which was issued in response to a September 11, 2017 inspection at its facility in Camas, WA (Mill). The ESA requires correcting the cited violations within 30 days, or by January 17, 2019.

Please find attached four (4) documents pertaining to the ESA, as follows:

1. Original, signed Expedited Settlement Agreement;
2. Photocopy of the certified check made payable to, "Oil Spill Liability Trust Fund", sent certified mail to U.S. Environmental Protection Agency;
3. Email correspondence and photos documenting field deficiency corrective actions;
4. The Mill's current Spill Prevention, Control and Countermeasures (SPCC) Plan, updated in January 2019 by Kennedy/Jenks Consultants.

The ESA included a list of inspection deficiencies identified during the September 11, 2017 inspection. The following presents the list of deficiencies, and provides GP's corrective actions completed to come into compliance with 40 CFR Part 112:

1. SPCC Rule Reference: 112.7 SPCC Plan

Inspector comment: Plan. Inadequate cross-reference. Plan does not accurately reflect correct content and location of regulatory requirements and citations.

GP correction: The January 2019 update to the SPCC Plan includes an updated regulatory cross reference table in Section 1.2.

2. SPCC Rule Reference: 112.7(a)(3) Physical Layout of Facility

Inspector comment: Plan. Inadequate. Plan lists Fuel Oil Tanks (#1, #5) a[s] if they are still active. However, they have been decommissioned and permanently closed, yet this has not been discussed in Plan. Similarly, the blue naphtha storage tank has been decommissioned, but this has not been discussed, and also needs a sign showing it is permanently closed and date of closure.

GP correction: The January 2019 update to the SPCC Plan includes an updated list of facility oil tanks, containers, and equipment, as well as updated figures. See Tables 1-3 and Figures 1-3. Additionally, the blue naphtha tank referred to in the inspector comment refers to a permanently closed turpentine storage tank, which was labeled immediately following the inspection on September 11, 2017. Attachment 3 contains email correspondence and photos of the labeled tank.

3. SPCC Rule Reference: 112.7(f) Training

Inspector comment: Plan. Inadequate description of training in Plan. Although there is quite a bit of description of training for the Mill Emergency Response Team, there is no clear description of SPCC training for oil handling personnel, or a statement that such employees are trained on the SPCC Plan.

GP correction: Section 6 in the January 2019 update to the SPCC Plan includes a revised description of SPCC training.

4. SPCC Rule Reference: 112.7(g) Oil Security

Inspector comment: Plan. Inadequate description of security for oil processing, handling, and storage areas, master flow and drain valves, loading/unloading areas, pumps. The security discussion is on general facility security, but has no specifics for oil processing, storage and handling areas (see Section 9.5.3). Security is addressed on p. 9-53 and is specific only to fencing and lighting.

GP correction: Section 7 in the January 2019 update to the SPCC Plan includes a revised description of security related to oil processing, handling, and storage areas, as well as valves, unloading areas, and pumps.

5. SPCC Rule Reference: 112.7(h) Tank Car/Truck Unloading

Inspector comment: Plan. Inadequate discussion. Plan states in one section that there is a truck rack at the facility, but other Plan sections refer to truck loading/unloading stations. Unclear and confusing.

GP correction: Section 8 in the January 2019 update to the SPCC Plan clarifies that the facility does not have loading/unloading truck racks.

6. SPCC Rule Reference: 112.7(i) Brittle Fracture

Inspector comment: Plan. Comment. Plan addresses Brittle Fracture, yet this is unnecessary as there are no field-erected tanks in service. All tanks are shop-built tanks, which do not need this evaluation.

GP correction: Section 9 in the January 2019 update to the SPCC Plan states that there are no field-constructed aboveground tanks or containers in service at the Mill.

7. SPCC Rule Reference: 112.7(j) Conformance with Other Laws

Inspector comment: Plan. Comment. Plan provided cross-reference shows no discussion of conformance with state requirements, yet such discussions do occur in Plan (e.g., pp9-1, 9-2). Cross-reference should be corrected.

GP correction: Section 10 in the January 2019 update to the SPCC Plan describes the applicable state-specific requirements incorporated into the Plan. Additionally, an updated cross reference table has been provided in Section 1.2.

8. SPCC Rule Reference: 112.8(c)(1) Bulk Storage Containers

Inspector comment: Plan. Inadequate discussion. Plan refers to p.9-49 for discussion, but there is no discussion of this containers' materials and construction compatibility with materials stored and conditions of storage on this page or in Plan. Some info is listed on container construction materials in Plan Table 9-2, Appendix 9C p. 9C-12.

GP correction: Section 12.5.1 in the January 2019 update to the SPCC Plan contains discussion regarding construction of and materials used for tanks, containers, and equipment.

9. SPCC Rule Reference: 112.8(c)(2) Bulk Storage Containers

Inspector comment: Plan. Inadequate discussion of secondary containment for bulk storage containers in diked areas and undiked areas. Appendix 9C, Table 9-2 does list volumes for specific tanks, but there's no discussion of containment type, construction, permeability, nor are there any calculations for containment, nor discussion of freeboard for precipitation. Several bulk storage containers are listed in Plan as having no containment. It does appear in the Plan Section 9.5.1.2 that there is tertiary containment and enough for the entire facility. This section indicates that all spills could be contained in the Wastewater Treatment Facility, but again, this is unclear.

GP correction: Section 12.5.2 in the January 2019 update to the SPCC Plan contains discussion regarding secondary containment for bulk storage containers. Section 3 of the January 2019 update to the SPCC Plan contains additional discussion regarding

containment and diversionary structures. Tables 1-2 provide containment volume and precipitation calculations.

10. SPCC Rule Reference: 112.8(c)(6) Integrity Testing

Inspector comment: Plan. Inadequate, conflicting description of tank integrity standards. Not clear which tanks are inspected under SP001 or API653. Plan implies most tanks fall under API653, yet there is a reference to SP001 for these. No specific schedule of testing for testing of tanks is available.

GP correction: Section 12.5.6 of the January 2019 update to the SPCC Plan contains a description of current tank integrity testing. The testing is conducted annually using SP001. Additionally, the Plan states that a schedule of testing for the tanks is available in the Environmental Department at the Mill.

11. SPCC Rule Reference: 112.8(c)(7) Heating Coils

Inspector comment: Plan. Inadequate. No discussion of heating coils. Plan refers in a vague discussion on p. 9-17. No discussion or confirmation of heating coils.

GP correction: Section 12.5.7 of the January 2019 update to the SPCC Plan clarifies that there are no tanks with steam heating coils at the facility.

12. SPCC Rule Reference: 112.8(c)(9) Effluent Treatment Facilities

Inspector comment: Plan. Comment. Language vague, needs to be clearer. No discussion on system upsets.

GP correction: Section 12.5.9 of the January 2019 update to the SPCC Plan includes a description of the Mill's effluent treatment facilities as well as a discussion on system upsets.

13. SPCC Rule Reference: 112.8(c)(10) Visible Discharges

Inspector comment: Field. Inadequate. Spills and accumulations of diesel fuel were observed at the Cat Fueling Station.

GP correction: The Cat Fueling Station diesel tank and secondary containment were pressure washed and cleaned on the day of the inspection, September 11, 2017. Photos of the cleaned tank were emailed to Mr. Richard Franklin/US EPA at 9:01 PM on September 11, 2017, and also to Mr. Chris Gebhardt/US EPA at 9:56 AM on December 13, 2018. The email correspondence and photos are included in Attachment 3.

14. SPCC Rule Reference: 112.8(d)(5) Facility Transfer Operations

Inspector comment: Plan. Inadequate. No discussion of vehicular warnings. Is listed in cross-reference, but is not discussed in Plan.

GP correction: Section 12.6 of the January 2019 update to the SPCC Plan includes a discussion of vehicular warnings.

If you have any questions regarding this letter or the mill, please contact Jeff Dambrun at 360-834-8485 or Jeff.Dambrun@gapac.com.

Sincerely,



Shawn Wood
Vice President

cc:
Jeff Dambrun - GP/Camas