Florida Department of Environmental Protection

Northwest District
160 W. Government Street, Suite 308
Pensacola, Florida 32502-5740

Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

October 23, 2014

Electronic Mail – Received Receipt Requested
hchappelle@petro-operating.com

Mr. Harlan Chappelle, President
Petro Operating Company, LP
15021 Katy Freeway, Suite 400
Houston, Texas 77094

Re: Draft Air Construction Permit No.: 1130014-008-AC
Revised Draft/Proposed Title V Air Operation Permit Renewal Project No.: 1130014-007-AV
Blackjack Creek Facility

Dear Mr. Chappelle:

Enclosed is one copy of the Technical Evaluation and Preliminary Determination, the combined Public Notice, the Draft Air Construction Permit, and the Draft/Proposed Title V Air Operation Permit Renewal for the Petro Operating Company, LP, Blackjack Creek Facility located in Santa Rosa County at 4940 Blackjack Plant Road, Jay, Florida. The permitting authority's "INTENT TO ISSUE AN AIR CONSTRUCTION PERMIT AND A TITLE V AIR OPERATION PERMIT RENEWAL" and the "PUBLIC NOTICE OF INTENT TO ISSUE AN AIR CONSTRUCTION PERMIT AND A TITLE V AIR OPERATION PERMIT RENEWAL" are also included.

An electronic version of the Draft/Proposed Permit will be posted on the Division of Air Resource Management's world wide web site for the United States Environmental Protection Agency (USEPA) Region 4 office's review. The web site address is: http://www.dep.state.fl.us/air/emission/apds/default.asp.

The "PUBLIC NOTICE OF INTENT TO ISSUE AN AIR CONSTRUCTION PERMIT AND A TITLE V AIR OPERATION PERMIT RENEWAL" must be published as soon as possible. Proof of publication, i.e., newspaper affidavit, must be provided to the permitting authority's office within seven (7) days of publication pursuant to Rule 62-110.106(5), F.A.C. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the permits pursuant to Rule 62-110.106(11), F.A.C. Because this permit is being processed as a combined draft/proposed permit, a duplicate copy of the proof of publication must also be transmitted within seven (7) days of publication to Ms. Ana Oquendo at EPA Region 4 at the following address: oquendo.ana@epamail.epa.gov.

Please submit any written comments concerning the permitting authority's proposed action to Armando I. Sarasua, P.E., at the above letterhead address. If you have any other questions, please contact the Project Engineer, Debbie Moore, at 850.595.0624 or at Deborah.L.Moore@dep.state.fl.us.

Sincerely,

J. Charles Harp
Program Administrator
Waste Management/Air Resources

JCH/dm/m

Enclosures

(g) The reason why the variance or waiver would serve the purposes of the underlying statute (implemented by the rule); and,

(h) A statement whether the variance or waiver is permanent or temporary and, if temporary, a statement of the dates showing the duration of the variance or waiver requested.

The Department will grant a variance or waiver when the petition demonstrates both that the application of the rule would create a substantial hardship or violate principles of fairness, as each of those terms is defined in Section 120.542(2), F.S., and that the purpose of the underlying statute will be or has been achieved by other means by the petitioner.

Persons subject to regulation pursuant to any federally delegated or approved air program should be aware that Florida is specifically not authorized to issue variances or waivers from any requirements of any such federally delegated or approved program. The requirements of the program remain fully enforceable by the Administrator of the United States Environmental Protection Agency and by any person under the Clean Air Act unless and until the Administrator separately approves any variance or waiver in accordance with the procedures of the federal program.

Objections: Finally, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any permit renewal. Any petition shall be based only on objections to the permit renewal that were raised with reasonable specificity during the thirty (30) day public comment period provided in this notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 401 M Street, S.W., Washington, D.C. 20460. For more information regarding EPA review and objections, visit EPA's Region 4 web site at http://www.epa.gov/region4/air/permits/florida.htm

Executed in Pensacola, Florida.

J. Charles Harp
Program Administrator
Waste Management/Air Resources

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this INTENT TO ISSUE AN AIR CONSTRUCTION PERMIT AND A TITLE V AIR OPERATION PERMIT RENEWAL (including the combined PUBLIC NOTICE, the Draft Air Construction Permit and the Draft/Proposed Title V Air Operation Permit package), or a link to these documents available electronically on a publicly accessible server, was sent by electronic mail with received receipt requested before the close of business on October 23, 2014 to the persons listed below.

Mr. Harland Chappelle, President, Petro Operating Company, LP, hchappelle@petro-operating.com
Mr. Dale Hayes, Vice President, Petro Operating Company, LP, dhayes@altamesa.net
Mr. Marty Lee, Plant Manager, Petro Operating Company, LP, mlee@petro-operating.com
Ms. Melanie Rish, P.E., Cardno ATC, melanie.rish@cardno.com
Mr. Alan T. Johnson, P.E., Cardno ATC, alan.johnson@cardno.com
Ms. Ana Oquendo, EPA Region 4, oquendo.ana@epa.gov
Ms. Natasha Hazziez, U.S. EPA Region 4, hazziez.natasha@epa.gov
Ms. Barbara Friday, DEP BAR, barbara.friday@dep.state.fl.us (for posting with U.S. EPA, Region 4)

FILED, on this date, pursuant to Section 120.52(7), Florida Statutes, with the designated agency Clerk, receipt of which is hereby acknowledged.

Martha Lappert
Clerk

October 23, 2014
Date