FINAL DETERMINATION

I. GENERAL INFORMATION

A. APPLICANT

BP Products North America, Inc.
2101 Zoo Parkway
Jacksonville, FL 32218

Final Permit No. 0310179-009-AC
County:Duval

B. PROJECT

On May 14, 2008, BP Products North America, Inc., submitted an application for a permit to construct two horizontal 10,000 gallon capacity fixed roof storage tanks. One tank will be used for storing wash down waste water and spill material and the other tank will be for denatured ethanol storage during loading rack gauging operations. Upon completion of gauging operations the denatured ethanol will routed back to inventory. Vessel No. 116 will be converted to an internal floating roof vessel (primary mechanical shoe seal and secondary wiper seal) for the storage of denatured alcohol or other lower vapor pressure petroleum or non-petroleum products.

II. FINAL DETERMINATION

The Technical Evaluation and Preliminary Determination for the project described above was distributed on July 25, 2008. The Public Notice of Intent to Issue Permit was published in the Florida Times Union on August 2, 2008. The Proof of Publication of Public Notice of Intent to Issue Permit was received on August 11, 2008. Copies of the evaluation were available for public inspection at the Environmental and Compliance Department, Environmental Quality Division (Department).

One comment was submitted (received August 6, 2008) on the Public Notice of Intent to Issue Permit.

Baker Environmental Engineering, Inc., consultant for BP Products North America, Inc., submitted one comment concerning the applicablity of 40 CFR 60, Subpart Kb, Standards of Performance for Volatile Organic Liquid (VOL) Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced after July 23, 1984 to tank no. 116. Mr. Baker stated that since the installation of the floating roof coupled with the storing of ethanol resulted in a decrease in volatile organic compounds (VOCs) that the change should not subject the tank to the above referenced NSPS.

The permitting authority agrees with this conclusion and has made appropriate changes to the permit reflecting that the storage tank no. 116 is not subject to the above referenced NSPS.

It is noted that the facility shall be subject to the following subpart: 40 CFR 63, Subpart BBBBBB, National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities and applicable provisions of 40 CFR 63, Subpart A, General Provisions. Note: The above referenced Subpart BBBBBB was proposed on November 9, 2006 and was promulgated on January 10, 2008. All required reports, notifications, and correspondence should be sent to the Environmental Protection Agency **and** the Department (Environmental Quality Division) at the following addresses:

Environmental and Compliance Department
Environmental Quality Division
117 West Duval Street, Suite 225
Jacksonville, FL 32202
Telephone: (904) 630-4900
Fax: (904) 630-3638

United States Environmental Protection Agency
Region 4
Air, Pesticides & Toxics Management Division
Air and EPCRA Enforcement Branch
61 Forsyth Street
Atlanta, GA 30303
Telephone: 404/562-9155
Fax: 404/562-9163

All required reports, notifications, and correspondence should be mailed in accordance with the timelines and requirements specified in 40 CFR, Part 63, Subpart A and 40 CFR, Part 63, Subpart BBBBBB.

The final action of the Department will be to issue Construction Permit 0310179-009-AC as proposed in the Technical Evaluation and Preliminary Determination with the changes noted above..