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ENVIR. APPEALS BOARD



December 29, 2016

Clerk of the Board  
U.S. Environmental Protection Agency  
Environmental Appeals Board  
1201 Constitution Avenue, NW  
U.S. EPA East Building, Room 3334  
Washington, D.C. 20004

*Via Fax (202-233-0121) & FedEx #778067107232*

**RE: Petition for Review of Permit SMNSR-UO-002178-2015.002  
Ponderosa Compressor Station  
Uintah County, Utah**

Dear Sir or Madam:

Pursuant to section 307(b)(1) of the federal Clean Air Act, 42 U.S.C. §7607(b)(1), Tesoro Logistics, LP – Rockies (TLLP), on behalf of on behalf of QEP Field Services, LLC (QEPFS), hereby submits this petition for review of the final action entitled “Final Synthetic Minor New Source Review Permit SMNSR-UO-002178-2015.002” issued by U.S. Environmental Protection Agency, Region 8, on November 30, 2016, for the Ponderosa Compressor Station. For reference, Permit SMNSR-UO-002178-2015.002 is enclosed. TLLP is the operator of the Ponderosa Compressor Station located on the Uintah & Ouray Indian Reservation in Uintah County, Utah. This petition is being filed timely with the Environmental Appeals Board within 30 days of permit issuance.

As stated in the final permit decision, “any person who commented on the specific terms and conditions of the proposed permit may petition the Environmental Appeals Board to review any term or condition of the permit.” TLLP provided comment to EPA on the draft permit by letter dated July 28, 2016, and is therefore a party to the permitting process.

The following is a list and description of items for which TLLP is requesting review by the Environmental Appeals Board.

1. **Effective Date:** The permit transmittal letter states “The final permit will be effective on December 29, 2016.” This date is incorrect since the permit is effective 30 days after the date of EPA’s notice (November 30, 2016); the correct effective date is December 30, 2016.
2. **Location (Condition I.A, Site Location):** The section description of the location contains a typographic error. The correct section is “SW/SW S28, SE/SE S29, NW/NW S32, NE/NE S33” (section “33”, not “3”).
3. **Condition I.E.4.a:** This condition is not appropriate for the enclosed combustion device. This is a testing requirement under the “Emissions Control Systems” heading which states:

(a) The Permittee shall ensure that the enclosed combustion device is:

(i) A model demonstrated by a manufacturer to meet the total VOC and total HAP control efficiency requirements of this permit using the procedures specified in 40 CFR part 63, subpart HH for combustion control devices by the due date of the first annual report as specified in the Reporting Requirements section of this permit; or

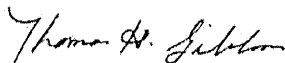
(ii) Demonstrated by the Permittee to meet the VOC and total HAP control efficiency requirements of this permit by using the procedures specified in this section by the due date of the first annual report specified in Reporting Requirements section of this permit.

The enclosed combustion device referenced in this permit condition is for emissions control of storage tank vapors. These storage tanks are not subject to the requirements of 40 CFR Part 63, Subpart HH (MACT HH), so this requirement is not relevant. Since the storage tanks have uncontrolled VOC emissions less than 6 tons per year (tpy) per tank, they are also not subject to the New Source Performance Standards of 40 CFR Part 60, Subparts OOOO and OOOOa; so again this permit condition is not relevant. Condition I.E.4.a would be appropriate if the storage tanks were subject to MACT or NSPS, since these regulations include such requirements; however, neither regulation applies. Therefore, TLLP respectfully requests that Condition I.E.4.a be deleted from the permit.

As a viable (and preferable) alternative, the conditions applicable to the storage tanks could be removed in their entirety from the permit since their uncontrolled VOC and HAP potential emissions would not trigger any new requirements, and the facility-wide emissions would remain less than major source levels (i.e., 43.1 tpy VOC and 3.3 tpy HAPs).

If you have any questions regarding this petition, please contact me at (303) 454-6685 or [Thomas.H.Gibbons@tsocorp.com](mailto:Thomas.H.Gibbons@tsocorp.com).

Sincerely,



Thomas H. Gibbons  
Environmental Specialist

Enclosure: Permit SMNSR-UO-002178-2015.002

cc: Daniel Pring, TLLP

**Gibbons, Thomas**

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**From:** Pring, Daniel Daryl  
**Sent:** Wednesday, November 30, 2016 4:14 PM  
**To:** Gibbons, Thomas  
**Subject:** Fwd: Final MNSR Permit for Ponderosa Compressor Station  
**Attachments:** Tesoro Ponderosa CS Cover Ltr Final and RTC SMNSR.pdf; Tesoro Ponderosa CS Final SMNSR-UO-002178-2015.pdf  
  
**Categories:** High Priority

FYI

----- Original message -----

**From:** "Siffring, Stuart" <[Siffring.Stuart@epa.gov](mailto:Siffring.Stuart@epa.gov)>  
**Date:** 11/30/16 4:05 PM (GMT-07:00)  
**To:** "Pring, Daniel Daryl" <[Daniel.D.Pring@tsocorp.com](mailto:Daniel.D.Pring@tsocorp.com)>  
**Cc:** "Smith, Claudia" <[Smith.Claudia@epa.gov](mailto:Smith.Claudia@epa.gov)>, [minnieg@utetribes.com](mailto:minnieg@utetribes.com), "Fallon, Gail" <[fallon.gail@epa.gov](mailto:fallon.gail@epa.gov)>, 'Reannin Tapoof' <[reannint@utetribes.com](mailto:reannint@utetribes.com)>, 'Bruce Pargeets' <[bpargeets@utetribes.com](mailto:bpargeets@utetribes.com)>  
**Subject:** Final MNSR Permit for Ponderosa Compressor Station

Mr. Pring,

I have attached the final requested permit and the accompanying response to comments document for the Ponderosa Compressor Station, issued pursuant to the Tribal Minor New Source Review (MNSR) Program at 40 CFR Part 49. We will also be posting the final MNSR permit and response to comments in PDF format on our website shortly at: <http://www2.epa.gov/caa-permitting/caa-permits-issued-epa-region-8>.

In accordance with the regulations at §49.159(a), the permit will be effective 30 days after the date of this notice, on December 29, 2016. Within 30 days after a final permit decision has been issued, any person who filed comments on the proposed permit or participated in the public hearing may petition the Environmental Appeals Board (EAB) to review any condition of the permit decision. The 30-day period within which a person may request review under this section begins when we have fulfilled the notice requirements for the final permit decision. Motions to reconsider a final order by the EAB must be filed within 10 days after service of the final order. A petition to the EAB is under Section 307(b) of the CAA, a prerequisite to seeking judicial review of the final agency action. For purposes of judicial review, final agency action occurs when we issue or deny a final permit and agency review procedures are exhausted.

If you have any questions or concerns regarding this final permit action, or would like a paper copy, please contact me.

Thanks,

Stuart Siffring  
Environmental Engineer  
US EPA Region 8 Air Program  
Phone: (303) 312-6478  
Fax: (303) 312-6064  
<https://www.epa.gov/caa-permitting/caa-permitting-epas-mountains-and-plains-region>



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

1595 Wynkoop Street  
Denver, CO 80202-1129  
Phone 800-227-8917  
[www.epa.gov/region08](http://www.epa.gov/region08)

Ref: 8P-AR

Daniel Pring  
Supervisor, Environmental-Logistics  
Tesoro Logistics  
1801 California Street, Suite 1200  
Denver, Colorado 80202

Re: Tesoro Logistics-Rockies Ponderosa Compressor Station  
Permit # SMNSR-UO-002178-2015.002  
Final Synthetic Minor New Source Review Permit

Dear Mr. Pring:

The U.S. Environmental Protection Agency Region 8 has completed its review of Tesoro Logistics-Rockies' application requesting a synthetic minor permit pursuant to the Tribal Minor New Source Review (MNSR) Permit Program at 40 CFR part 49 for the Ponderosa Compressor Station.

Tesoro Logistics requested this permit to establish federal enforceability for total volatile organic compound (VOC) emission reductions that occur as a co-benefit of applicable federal hazardous air pollutant emissions control requirements and voluntary control of storage tank emissions. Based on the information submitted in Tesoro Logistics' application and any subsequent communication with Tesoro Logistics, the EPA hereby issues the enclosed final synthetic minor MNSR permit for the Ponderosa Compressor Station. Please review each condition carefully and note any restrictions placed on this source.

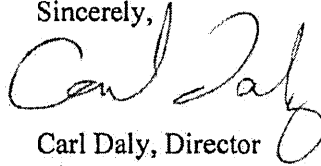
A 30-day public comment period was held from July 1, 2016 to August 1, 2016. The EPA received comments from Tesoro Logistics on July 28, 2016. No other comments were received during the public comment period. The EPA's responses to the public comments are enclosed. The EPA made revisions to the permit based on Tesoro Logistic's comments. The final permit will be effective on December 29, 2016.

Pursuant to 40 CFR 49.159, within 30 days after the final permit decision has been issued, any person who commented on the specific terms and conditions of the proposed permit may petition the Environmental Appeals Board to review any term or condition of the permit. Any person who failed to comment on the specific terms and conditions of this permit may petition for administrative review only to the extent that the changes from the proposed to the final permit or other new grounds were not reasonably ascertainable during the public comment period. The 30-day period within which a person

may request review begins with this dated notice of the final permit decision. If an administrative review of the final permit is requested, the specific terms and conditions of the permit that are the subject of the request for review must be stayed.

If you have any questions concerning the enclosed final permit, please contact Stuart Siffring of my staff at (303) 312-6478.

Sincerely,



Carl Daly, Director  
Air Program

Enclosures

cc: Bruce Pargeets, Director, Energy, Minerals and Air, Ute Indian Tribe  
Minnie Grant, Air Coordinator, Energy, Minerals, and Air, Ute Indian Tribe  
Honorable Shaun Chapoose, Chairman, Ute Indian Business Committee (w/o enclosures)  
Edred Secakuku, Vice Chairman, Ute Indian Business Committee (w/o enclosures)  
Reannin Tapoof, Executive Assistant, Ute Indian Business Committee (w/o enclosures)

**EPA Responses to Comments from Tesoro Logistics on the Proposed Synthetic Minor MNSR Permit for the Ponderosa Compressor Station Pursuant to the MNSR Permit Program at 40 CFR Part 49**

**Comment #1:**

**"I.A. General Information – Corporate Office Location**

- a. Address should be changed to:  
Tesoro Logistics-Rockies  
1801 California Street, Suite 1200  
Denver, Colorado 80202
- b. Contact Name: Daniel Pring  
Contact Email: Daniel.d.pring@tsocorp.com"

Basis #1: Original application contained different contact information.

*EPA Response: We have made the requested revision to reflect the most current Corporate Office Location for the Permittee. As a matter of practice, we do not put the contact name and information in the permit itself. This information is kept in the permit record and our electronic permit tracking database. Therefore, in response to the request, we have not added the contact name and email to the permit.*

**Comment #2:**

**"I.D.5. Testing and Monitoring Requirements – (a)(i) Quarterly Inspections**

- a. The tanks are being filled constantly while the facility is operational. The quarterly inspections will be conducted on a set calendar schedule unless the facility is inactive."

Basis #1: Proposed permit made no allowance for when the facility is inactive.

*EPA Response: We have revised the language in the referenced permit condition to allow for inspection flexibility during periods of inactivity or shutdown.*

**Comment #3:**

**"Technical Support Document II. Table 2. – Facility-Wide Emissions**

- a. "Proposed Allowable Emissions (tpy)" for SO<sub>2</sub> should be 1.01 instead of 1.04 as was submitted in the permit application."

Basis #1: TSD reflected the previous permit application emission rates.

*EPA Response: There is no technical support document associated with the final permit, and we do not make changes to the technical support document for the proposed permit. Tesoro's comment is a part of the permit record, and the necessary correction is, therefore, documented in the permanent permit record.*

**Comment #4:**

**“Technical Support Document III.B. – VOC Emissions Reductions**

- a. Emissions restrictions will result in a VOC reduction from 124.27 tpy to 6.00 tpy from the TEG dehydrator, instead of 122.25 tpy to 6.00 tpy.”

Basis #1: TSD reflected the previous permit application emission rates.

*EPA Response: There is no technical support document associated with the final permit, and we do not make changes to the technical support document for the proposed permit. Tesoro's comment is a part of the permit record and the necessary correction is, therefore, documented in the permanent permit record.*