

(AR-18J)

July 21, 2005

Don Sutton, Manager
Permit Section
Illinois Environmental Protection Agency
P.O. Box 19506
Springfield, Illinois 62794-9506

Dear Mr. Sutton:

Thank you for your February 15, 2005, letter requesting a single source determination for the Hartford Working Group. In your letter, you state that the Illinois Environmental Protection Agency (IEPA) has already recently issued a construction permit to the Hartford Working Group for the equipment to be used to remediate the soil and groundwater contamination in the area. The purpose for the remediation equipment is to settle an administrative order on consent from the United States Environmental Protection Agency (USEPA) to abate any ongoing threat of discharge and contamination to the area. IEPA has requested that USEPA provide guidance on whether the Hartford Working Group remediation site and the nearby Premcor Distribution Center are a single source. The USEPA believes that the Hartford Working Group project and Premcor Distribution Center should not be considered a single source for Title V and Prevention of Significant Deterioration (PSD) purposes.

The Federal PSD regulations define "stationary source" as "any building, structure, facility, or installation which emits or may emit any air pollutant subject to regulation under the Act" and further defines "building, structure, facility, or installation" as all of the pollutant-emitting activities which belong to the same industrial grouping, are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control.) 40 C.F.R. 52.21 (b)(5) and (6). Furthermore, if multiple emissions units exist and do not have the same two-digit SIC code, a support facility relationship may be determined if facilities "convey, store, or otherwise assist in the production of the principal product.." ,(See draft New Source Review Workshop Manual, page A.2 - A.3).

Our understanding is that the Hartford Working Group remediation site and the Premcor Distribution Center are on contiguous property that is owned, at least in part, by Premcor. Furthermore, Premcor owns a share of both facilities. However, we did not see evidence in your letter that Premcor exercises total

control over either of these facilities. Additionally, the facilities have different SIC codes. Therefore, based on the information as we understand it, the facilities do not meet the three criteria necessary to be defined as a single source. Furthermore, there is no evidence that either of the facilities provides support services to the other. It is our understanding that the extent of their relationship is that the remediation facility gets electricity from the Distribution Center. Because this does not appear to be the type of assistance contemplated in the New Source Review Workshop Manual as necessary to support a determination of a support relationship, we do not believe that the relationship between the Distribution Center and the remediation facility is that of a main and support facility.

We hope this letter will be useful. If you have any further questions, please feel free to contact me or have your staff contact Constantine Blathras at (312) 886-0671 or Danny Marcus at (312) 353-8781.

Sincerely yours,

/s/

Pamela Blakley, Chief
Air Permits Section