

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
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Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Protecting Texas by Reducing and Preventing Pollution

January 10, 2011

MR ROBERT PEASE
PRESIDENT AND CEO
MOTIVA ENTERPRISES LLC
P.O. BOX 4540
HOUSTON TX 77210-4540

Re: Application Withdrawal
Permit Number: O3275
Motiva Enterprises LLC
Houston Terminal
Houston, Harris County
Regulated Entity Number: RN100226125
Customer Reference Number: CN600124051
Account Number: HG-0715-O

Dear Mr. Pease:

As requested in your letter submitted on November 4, 2010, the above-referenced federal operating permit (FOP) application for the Houston Terminal site has been withdrawn. Based on your submission, we understand that the Houston Terminal site has been permanently shut down and no longer meets the applicability criteria for an FOP outlined in Title 30 Texas Administrative Code § 122.120 (30 TAC § 122.120).

We recommend that documentation be maintained which supports your representations that the Houston Terminal site no longer meets the 30 TAC § 122.120 applicability criteria. If it is later determined by either Motiva Enterprises LLC or the Texas Commission on Environmental Quality (TCEQ) that Houston Terminal is subject to 30 TAC Chapter 122 requirements, enforcement action may be pursued by the TCEQ.

If the Houston Terminal site becomes subject, or is determined to have been subject to the requirements of 30 TAC Chapter 122, the owner or operator must submit the appropriate application for an operating permit at that time.

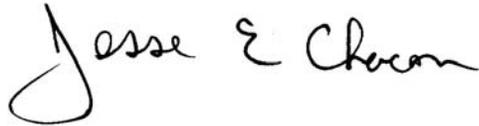
Thank you for informing us of the status of your application. If you have any questions regarding this notice, please contact Ms. Julie Guthrie at (512) 239-1517.

This action is taken under authority delegated by the Executive Director of the TCEQ.

Mr. Robert Pease
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Re: Permit Number O3275

Sincerely,

A handwritten signature in black ink that reads "Jesse E Chacon". The signature is written in a cursive style with a large initial "J" and a stylized "E".

Jesse E. Chacon, P.E., Manager
Operating Permits Section
Air Permits Division
Texas Commission on Environmental Quality

JEC/JG/jg

cc: Mrs. Mary Burnett, Environmental Coordinator, Motiva Enterprises LLC, Houston
Mr. Daniel Porras, Regional Manager, Motiva Enterprises LLC, Houston
Bureau Chief of Air Quality Control, Health and Human Services Department, City of
Houston, Houston
Director, Environmental Public Health Division, Harris County Public Health and
Environmental Services, Pasadena
Air Section Manager, Region 12 - Houston
Air Permit Section Chief, U.S. Environmental Protection Agency, Region 6 - Dallas

Project Number: 13402