

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**SUPPLEMENTAL NOTICE OF HEARING  
VALERO REFINING-TEXAS, L.P.  
SOAH Docket No. 582-20-4163  
TCEQ Docket No. 2020-0783-AIR  
Permit No. 2501A**

**APPLICATION.**

Valero Refining-Texas, L.P., 9701 Manchester Street, Houston, Texas 77012-2408, has applied to the Texas Commission on Environmental Quality (TCEQ) for an amendment to Air Quality Permit Number 2501A, which would authorize existing emissions of hydrogen cyanide from the Fluid Catalytic Cracking Unit within the Houston Refinery located at 9701 Manchester Street, Houston, Harris County, Texas 77012. In addition to hydrogen cyanide, the existing facility emits the following contaminants: organic compounds, carbon monoxide, sulfur dioxide, nitrogen oxides, sulfuric acid, and particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less. This application was submitted to the TCEQ on February 10, 2014.

The TCEQ Executive Director has prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The Executive Director has made a preliminary decision to issue the permit because it meets all rules and regulations. The permit application, executive director's preliminary decision, and draft permit are available for viewing and copying at the TCEQ central office, the TCEQ Houston Regional Office, and at the Park Place Regional Library, 8145 Park Place, Houston, Harris County, Texas. The facility's compliance file, if any exists, is available for public review at the TCEQ Houston Regional Office, 5425 Polk Street Suite H, Houston, Texas.

The Park Place Regional Library provides public access to the internet. As a public courtesy, we have provided the following Web page to an online map of the site or the facility's general location. The online map is not part of the application or the notice: <https://tceq.maps.arcgis.com/apps/webappviewer/index.html?id=db5bac44afbc468bbddd360f8168250f&marker=-95.255%2C29.722222&level=12>. For the exact location, refer to the application.

In addition to the above, Valero is making the permit application, executive director's preliminary decision, and draft permit available online at the following link: <https://www.valero.com/en-us/Pages/EXCLIDX/HO-Air-Application.aspx>. If you are otherwise unable to view the materials, please contact Michael Walter at (713) 921-6700.

**DIRECT REFERRAL.**

The Notice of Application and Preliminary Decision was published in English on September 10, 2018 and in Spanish on September 16, 2018. On June 12, 2020, the Applicant filed a request for direct referral to the State Office of Administrative Hearings (SOAH). Therefore, the chief clerk has referred this application directly to SOAH for a hearing on whether the application complies with all applicable statutory and regulatory requirements.

**CONTESTED CASE HEARING.**

SOAH convened a contested case hearing and took jurisdiction over the application on August 27, 2020. Considering directives to protect public health, the State Office of Administrative Hearings (SOAH) will conduct a second preliminary hearing via Zoom videoconference on the date listed below. A Zoom meeting is a secure, free meeting held over the internet that allows video, audio, or audio/video conferencing.

**10:00 a.m. - October 7, 2020**

To join the Zoom meeting via computer:

[www.zoom.us/join](http://www.zoom.us/join)

**Meeting ID:** 161 673 7378

**Password:** \*vLC1!

or

To join the Zoom meeting via telephone:

(346) 248-7799

**Meeting ID:** 161 673 7378

**Password:** 564860

or

To join the Zoom meeting via Smart Device:

Download the free app

**Meeting ID:** 161 673 7378

**Password:** \*vLC1!

Additional details and methods for joining the Zoom meeting are available online at:  
[https://www.tceq.texas.gov/assets/public/comm\\_exec/agendas/comm/backup/SOAH/ValeroRefining-Texas, L.P./ValeroZoomInfo.pdf](https://www.tceq.texas.gov/assets/public/comm_exec/agendas/comm/backup/SOAH/ValeroRefining-Texas,L.P./ValeroZoomInfo.pdf)

**Visit the SOAH website for registration at: <http://www.soah.texas.gov/>  
or call SOAH at 512-475-4993.**

The purpose of the second preliminary hearing is to name additional parties who could not participate on August 27, 2020 and establish a procedural schedule for the remainder of the proceeding, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding, which will occur at a later date, will be similar to a civil trial in state district court. The hearing will be conducted in accordance with the Chapter 2001, Texas Government Code; Chapter 382, Texas Health and Safety Code; TCEQ rules including 30 Texas Administrative Code (TAC) Chapter 116, Subchapters A and B; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155.

To request to be a party, you must attend the hearing and show you would be affected by the application in a way not common to the general public. Any person may attend the hearing and request to be a party. Only persons named as parties may participate at the hearing.

#### **MAILING LIST.**

You may ask to be placed on a mailing list to obtain additional information on this application by sending a request to the Office of the Chief Clerk at the address below.

#### **AGENCY CONTACTS AND INFORMATION.**

Public comments and requests must be submitted either electronically at [www.tceq.texas.gov/agency/decisions/cc/comments.html](http://www.tceq.texas.gov/agency/decisions/cc/comments.html), or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. If you communicate with the TCEQ electronically, please be aware that your email address, like your physical mailing address, will become part of the agency's public record. For more information about this permit application, the permitting process, or the contested case hearing process, please call the Public Education Program toll free at 800-687-4040. Si desea información en Español, puede llamar al 800-687-4040. General information regarding the TCEQ may be obtained electronically at [www.tceq.texas.gov](http://www.tceq.texas.gov)

**In accordance with 1 Tex. Admin. Code § 155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at [www.soah.texas.gov](http://www.soah.texas.gov), or in printed format upon request to SOAH."**

#### **INFORMATION.**

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at 800-687-4040. General information regarding the TCEQ can be found at [www.tceq.texas.gov](http://www.tceq.texas.gov).

Persons with disabilities who need special accommodations at the hearing should call the SOAH Docketing Department at 512-475-4993, at least one week prior to the hearing.

Further information may also be obtained from Valero Refining-Texas, L.P. at the address stated above or by calling Mr. Mike Jasek, Manager Environmental Engineering at 713-923-3361.

Issued: September 1, 2020



Bridget C. Bohac, Chief Clerk  
Texas Commission on Environmental Quality