

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



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

January 12, 2011

MR CARL E EDLUND PE  
DIRECTOR MULTIMEDIA PLANNING  
AND PERMITTING DIVISION  
US ENVIRONMENTAL PROTECTION AGENCY REGION 6  
1445 ROSS AVE STE 1200  
DALLAS TX 75202-5766

Re: EPA Objection dated December 11, 2009  
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. Edlund:

On December 11, 2009, the Texas Commission on Environmental Quality (TCEQ) received a letter from the U.S. Environmental Protection Agency (EPA) Region 6 Office identifying objections to the issuance of the proposed federal operating permit (FOP) for the above referenced site. On June 30, 2010, the TCEQ responded to the objections.

On November 4, 2010, Motiva Enterprises, LLC notified the TCEQ that they were withdrawing the FOP application that was the subject of EPA objections.

A copy of the notification letter received from Motiva Enterprises, LLC, dated November 4, 2010, and a copy of the letter from TCEQ acknowledging withdrawal of the FOP application dated January 10, 2011 are enclosed. The TCEQ believes that no further action is required. If you have any questions regarding this matter, please contact Ms. Julie Guthrie at (512) 239-1517.

Mr. Carl E. Edlund, P.E.  
Page 2  
January 12, 2011

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Hagle". The signature is fluid and cursive, with the first name "Steve" written in a larger, more prominent script than the last name "Hagle".

Steve Hagle, P.E., Director  
Air Permits Division  
Office of Permitting and Registration  
Texas Commission on Environmental Quality

SH/JG/jg

cc: Mr. Robert Pease, President and CEO, Motiva Enterprises, LLC, Houston  
Mrs. Mary Burnett, Environmental Coordinator, Motiva Enterprises LLC, Houston  
Mr. Daniel Porras, Regional Manager, Motiva Enterprises LLC, Houston  
Air Section Manager, Region 12 - Houston

Enclosures: Motiva Enterprises LLC Voidance Request Letter dated November 4, 2010  
TCEQ Executive Director's Withdrawal Letter dated January 10, 2011

Project Number: 13402

32307  
DPR/AP

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

Certified Mail No. 7002 2030 0003 7333 3493

November 4, 2010

Mr. Mark R. Vickery, P.G.  
Executive Director  
Texas Commission on Environmental Quality  
MC 109  
P.O. Box 13087  
Austin, Texas 78711-3087

**RECEIVED**

**NOV 10 2010**

OFFICE OF  
PERMITTING & REGISTRATION

**RECEIVED**  
NOV 08 2010  
EXECUTIVE DIRECTOR

Re: Request for Administrative Void of Federal Operating Permit Application and Proposed Permit  
Proposed Title V Permit No. O-3275  
Motiva Enterprises LLC Houston Terminal, Harris County, Texas

Dear Mr. Vickery:

I am writing to request that the Executive Director administratively void Proposed Federal Operating Permit No. O-3275, issued for Motiva Enterprises LLC's ("Motiva's") Houston Terminal in Harris County, Texas. Pursuant to 30 TAC § 122.161(e), the Executive Director may administratively void a federal operating permit if the permit holder demonstrates in writing that a site no longer meets the applicability criteria in 30 TAC § 122.120.

The Houston Terminal has been idle since September 15, 2010. Motiva had applied for a Federal Operating Permit for the site on February 26, 2009 and later considered maintaining the option of re-starting the Houston Terminal; however, Motiva has decided to permanently remove the Houston Terminal from service. Motiva has no plans to operate the site in the future. Please note that U.S. Environmental Protection Agency ("EPA") Region 6 issued an objection letter to the proposed permit on December 11, 2009.

Because the site has permanently shut down, it no longer requires a federal operating permit and Motiva hereby requests that the permit application and proposed Title V permit be administratively voided. Please contact me at (713)241-2732 or by e-mail at [mary.burnett@motivaent.com](mailto:mary.burnett@motivaent.com) to further discuss Motiva's request or if you have any questions. Thank you for your assistance in this matter.

Sincerely,

  
Dan Porras  
Regional Manager

**AIR PERMITS DIVISION**  
**NOV 12 2010**  
**RECEIVED**

cc: Stephanie Kordzi, EPA Region 6

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

Certified Mail No. 7002 2030 0003 7333 3509

Mary Burnett, OSP  
File No. 450-04  
Project - 15724  
Permit - 3275  
DFC - 111510

**APIRT**  
**NOV 12 2010**

Motiva Enterprises LLC  
HSE  
PO Box 2463  
Houston, Texas 77252-2463