



State of Ohio Environmental Protection Agency

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P.O. Box 1049
Columbus, OH 43216-1049

CERTIFIED MAIL

September 8, 2004

Re: **BP Products North America, Inc.**
US EPA ID No: OHD 005 057 542
Ohio ID No: 03-48-0411
Modified Hazardous Waste Permit

Joseph Sontchi
BP Products North America, Inc.
P.O. Box 696
Toledo, Ohio 43697

Dear Mr. Sontchi:

On April 23, 2004 Ohio EPA received BP Products North America, Inc's (BP) request to update the closure for Land Treatment Unit Cells 4, 5, and 6 as described in Section I of its Part B permit application. For this modification, BP submitted a Class 2 permit modification application¹. The Agency did not receive any verbal or written comments concerning the Class 2 modification. I have enclosed the final modified Ohio hazardous waste facility installation and operation permit (Permit) action that was issued by the director today. Please note that the modified Permit remains in effect until it is renewed, withdrawn, suspended or revoked.

You have the right to appeal this Permit decision to the Environmental Review Appeals Commission (ERAC) no later than 30 days after the public notice (See Ohio Revised Code § 3745.04). You may file your appeal with ERAC at the following address:
Environmental Review Appeals Commission, 309 South Fourth Street, Room 222,
Columbus, Ohio 43215.

If you file an appeal, you must put it in writing. Your appeal must explain why you are appealing the action(s) and the grounds you are using for your appeal. You must send a copy of the appeal to the director of the Ohio Environmental Protection Agency no later than three (3) days after you file it with ERAC.

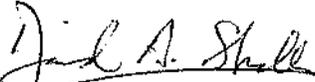
¹Ohio EPA assigned tracking # 040423-2-1 to this modification application.

Bob Taft, Governor
Jennette Bradley, Lieutenant Governor
Christopher Jones, Director

Joseph Sontchi
BP Products North America, Inc.
September 8, 2004
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If you have any questions, please contact Wendy Miller of Ohio EPA's Northwest District Office at (419) 352-8461.

Sincerely,



for Pamela S. Allen, Manager
Regulatory and Information Services
Division of Hazardous Waste Management

cc: Jeremy Carroll/Dennis DeNiro, ERAS, DHWM
Harriet Croke, U.S. EPA, Region V
John Pasquarette, NWDO, DHWM
Carol Hester, Ohio EPA, PIC
file

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PUBLIC NOTICE

Lucas County

OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On September 8, 2004, Ohio EPA issued a final Class 2 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to BP Products North America, Inc. (BP) for its Toledo Refinery at 4001 Cedar Point Road, Oregon, Ohio 43616. The EPA Identification Number for this facility is OHD005057542.

Why is BP modifying its Permit?

BP operates a petroleum refinery and manufactures gasoline, and other petroleum products. From this manufacturing process, BP generated hazardous wastes. In the past BP treated and stored these hazardous wastes in seven different units at the facility. To treat and store the hazardous wastes, BP needed a Permit. BP no longer treats or stores hazardous waste at the facility. BP wishes to update the status of closure for Land Treatment Unit Cells 4, 5 and 6 as described in Section I of the facility's permit. This final modified permit will allow BP to make the requested changes. To issue this final modified Hazardous Waste Permit, Ohio EPA determined that the modification application is complete and meets appropriate standards.

Can I appeal this final modified permit?

Yes, if you are an officer of an agency of the state or of a political subdivision, acting in a representative capacity, or any person who would be aggrieved or adversely affected by this Permit, you have the right to appeal this permit decision to the Environmental Review Appeals Commission (ERAC).

If I decide to appeal this final modified Permit, how and when must I make the appeal?

If you file an appeal, you must put it in writing no later than October 9, 2004. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. You must file your appeal, according to Ohio Revised Code § §3745.04 and 3745.07, with ERAC at the following address: **Environmental Review Appeals Commission**, 309 South Fourth Street, Room 222, Columbus, Ohio 43215. You must send a copy of the appeal to the director of Ohio EPA at the following address no later than three (3) days after you file it with ERAC: **Christopher Jones, Director of Ohio EPA**, P.O. Box 1049, Columbus, Ohio 43216-1049.

OHIO E.P.A. OHIO ENVIRONMENTAL PROTECTION AGENCY

SEP -8 2004 MODIFIED OHIO HAZARDOUS WASTE FACILITY

ENTERED DIRECTOR'S JOURNAL INSTALLATION AND OPERATION PERMIT

Date of Issuance: September 8, 2004

Effective Date: September 8, 2004

U.S. EPA ID No.: OHD 005 057 542

Ohio Permit No.: 03-48-0411

Name of Permittee: BP Products North America Inc.

Mailing Address: P.O. Box 696
Toledo, Ohio 43697

Facility Location: 4001 Cedar Point Road
Oregon, Ohio 43616

Person to Contact: Joseph Sontchi

This Modified Ohio Hazardous Waste Facility Installation and Operation Permit is issued pursuant and subject to Section 3734.05(I) of the Ohio Revised Code and Rule 3745-50-51(D) of the Ohio Administrative Code.

The Ohio Hazardous Waste Facility Installation and Operation Permit with the above-referenced permit number as issued by the Ohio Environmental Protection Agency and journalized on May 23, 2002, is hereby incorporated by reference in its entirety except as it may be modified herein.

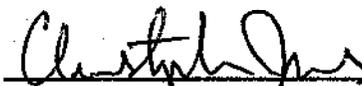
This modification of the permit shall remain in effect until such time as the Ohio Hazardous Waste Facility Installation and Operation Permit is renewed, modified, withdrawn, suspended or revoked.

The Permittee shall comply with all requirements of the modified Part B permit application as amended or supplemented on March 31, 2004. The information contained in the modified Part B permit application is incorporated herein by reference. Specifically, all written statements regarding the specifications, locations or capabilities of the processes, equipment, containment devices, safety devices or programs or other matters made by the applicant in the permit modification application are hereby incorporated as express, binding terms and conditions of this modified permit.

I certify this to be a true and accurate copy of the
official document as filed in the records of the Ohio
Environmental Protection Agency.

By Donna Jackson on 9-8-04

The modified Terms and Conditions of this permit are attached hereto and are incorporated herein by reference. The modified Terms and Conditions supersede and replace the corresponding pages found in the May 23, 2002 renewal permit.



Christopher Jones
Director

BP-2pm-456LTU.wpd

OHIO EPA DHWM

SEP 08 2004

**OHIO ENVIRONMENTAL PROTECTION AGENCY
DIVISION OF HAZARDOUS WASTE MANAGEMENT**

**SUMMARY OF MODIFICATIONS TO HAZARDOUS WASTE
INSTALLATION AND OPERATION PERMIT**

BP Products North America Inc.
Toledo Refinery
U.S. EPA ID #: OHD 005 057 542
Ohio ID #: 03-48-0411

Modifications of the Ohio Hazardous Waste Facility Installation and Operation Permit will authorize BP Products North America Inc. to make the following change:

Class 2 Modification:

BP Products North America, Inc. has requested a permit modification to update the status of closure for Land Treatment Unit Cells 4, 5, and 6 as described in Section I of the facility's permit. BP Products North America, Inc. submitted a closure plan, dated March 31, 2004, to close Land Treatment Unit Cells 4, 5, and 6 using industrial risk-based clean closure standards and engineering controls.

BP-2pm-456LTUsumm.wpd

OHIO EPADHWM

SEP 08 2004

Unit Name (Type of Unit)	Type of Waste Managed/Contained in the Unit	Status of Closure
Jake's Lake (Surface Impoundment)	K048, K049, K051- Cooling tower sludge, spent caustics, spent acids, amine solutions (DEA, MDEA), and foul condensate.	The closure plan dated January 29, 2002, as revised on April 28, 2003, is incorporated into the permit.
Main Sludge Pond (Surface Impoundment)	K048, K049, K051- Bio Pond Sludge, API Separator bottoms, DAF float, and emulsion cuff	The closure plan dated April 28, 2003, is incorporated into the permit.
Auxiliary Pond (Surface Impoundment)	K048, K049, K051- Bio Pond Sludge, API Separator bottoms, DAF float, and emulsion cuff	The closure plan dated February 27, 2003, as revised on April 28, 2003, is incorporated into the permit.
Land Treatment Farms 4, 5 & 6 (Land Treatment)	K048, K049, K051- Bio Pond Sludge, API Separator bottoms, DAF float, and emulsion cuff	The closure plan dated August 2003, as revised on March 22, 2004 and March 31, 2004, is incorporated into the permit.
North Stormwater Pond (Surface Impoundment)	D018, F037 - Wastewaters	The closure plan dated July 2002, as revised on February 20, 2003, and supplemented on April 24, 2003, is incorporated into the permit.

B.28. Amendment of Closure Plan

OAC Rule 3745-55-12 and OAC Rule 3745-50-51

Should a change in the facility closure plan become necessary, the Permittee shall amend the approved closure plan in accordance with OAC Rules 3745-55-12 (C) and 3745-50-51.

OHIO EPA DHWM

SEP 08 2004