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

October 13, 2009

MR RICHARD HARRIS
VICE PRESIDENT AND MANUFACTURING MANAGER
FLINT HILLS RESOURCES LP
PO BOX 2608
CORPUS CHRISTI TX 78403

Re: Draft Federal Operating Permit Minor Revision Approval
and Notification of Public Announcement
Minor Revision
Permit Number: O1445
Flint Hills Resources, LP
Flint Hills Resources East Refinery
Corpus Christi, Nueces County
Regulated Entity Number: RN102534138
Customer Reference Number: CN600879712
Account Number: NE-0120-H

Dear Mr. Harris:

The Texas Commission on Environmental Quality (TCEQ) has completed the technical review of your minor permit revision application. Based on your submission, we understand that New Source Review (NSR) Permit Number 6308 was amended on July 27, 2009 and that this minor permit revision application was submitted to codify the NSR permit amendment into the above-referenced federal operating permit (FOP). In addition, we understand that the processing of this minor permit revision application will not result in any changes to your existing FOP.

In accordance with Title 30 Texas Administrative Code § 122.312, minor permit revision applications are required to undergo a public announcement. A list of draft FOPs currently in public announcement is available at the TCEQ Web site:

www.tceq.state.tx.us/assets/public/permitting/air/Title_V/announcements/table.html

The public announcement period will begin October 20, 2009, and end November 19, 2009. In addition, if no comments are received, the U.S. Environmental Protection Agency (EPA) review period will run concurrent with the announcement and will end on December 4, 2009. If comments are received, you will be notified.

ANNOUNCEMENT OF DRAFT FEDERAL OPERATING PERMIT
FOR MINOR PERMIT REVISION

DRAFT PERMIT NO.: O1445

APPLICATION AND DRAFT PERMIT. Flint Hills Resources, LP, P.O. Box 2608, Corpus Christi, Texas 78403, a Petroleum Refining facility, has applied to the Texas Commission on Environmental Quality (TCEQ) for a minor revision of its existing Federal Operating Permit (herein referred to as Permit) No. O1445, Application No. 14111, to authorize operation of the Flint Hills Resources East Refinery. The area addressed by this application is located at 1607 Nueces Bay Boulevard in Corpus Christi, Nueces County, Texas 78407. This application was submitted to the TCEQ on August 25, 2009.

The purpose of a federal operating permit is to improve overall compliance with the rules governing air pollution control by clearly listing all applicable requirements, as defined in Title 30 Texas Administrative Code § 122.10. The draft permit, if approved, will codify the revised conditions under which the area must operate. The permit will not authorize new construction. The TCEQ Executive Director has completed the technical review of this application and prepared a draft permit. The TCEQ Executive Director recommends issuance of this permit. The permit application, draft permit, statement of basis, and all other relevant supporting materials, are available for viewing and copying at the Texas Commission on Environmental Quality Central Office, 12100 Park 35 Circle, Building E, First Floor, Austin, Texas and at the Texas Commission on Environmental Quality Corpus Christi Regional Office, NRC Building, Suite 1200, 6300 Ocean Drive, Unit 5839, Corpus Christi, Texas 78412-5839. Any person with difficulties obtaining these materials due to travel constraints may contact the TCEQ Central Office file room at (512) 239-1540.

PUBLIC COMMENT. Any person may submit written comments on the draft permit. Comments relating the accuracy, completeness, and appropriateness of the revised permit conditions may result in changes to the draft permit.

Written comments should be submitted to the Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087 and received within 30 days after the publication of this announcement.

A notice of proposed final action that includes a response to comments and identification of any changes to the draft permit will be mailed to everyone who submitted public comments for this application.

INFORMATION. For additional information about this permit application or the permitting process, please contact the Texas Commission on Environmental Quality Office of Public Assistance at MC-108, P.O. Box 13087, Austin, Texas 78711-3087 or toll free at 1-800-687-4040. General information regarding the TCEQ can be found at www.tceq.state.tx.us. Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from Flint Hills Resources, LP, at the address in the first paragraph.