INTERMEDIATE STATE PERMIT TO OPERATE

Under the authority of RSMo 643 and the Federal Clean Air Act the applicant is authorized to operate the air contaminant source(s) described below, in accordance with the laws, rules, and conditions set forth herein.

Intermediate Operating Permit Number: OP2018-036
Expiration Date: MAY 07 2023
Installation ID: 189-0141
Project Number: 2013-09-038

Installation Name and Address
Energy Petroleum Company
2130 Kienlen Ave
Hillsdale, MO 63121-5055
St. Louis County

Parent Company’s Name and Address
Energy Petroleum Company
2130 Kienlen Ave
Hillsdale, MO 63121-5055

Installation Description:
Energy Petroleum Company, Inc. distributes gasoline, diesel fuel, aviation fuel, kerosene, and lubrication products to transportation, agriculture, construction, and industrial sectors. Energy Petroleum Company, Inc. was founded in 1927 and is based in Hillsdale, MO. It requested daily and annual throughput limits to qualify for this Intermediate Operating Permit and be defined as a bulk gasoline plant for 10 CSR 10-5.220 and 40 CFR Part 63 Subpart BBBBBB. It is a synthetic minor source for volatile organic carbon (VOC).

Prepared by: Bern Johnson
Operating Permit Unit

Director or Designee
Department of Natural Resources

MAY 07 2018
Effective Date
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1. Installation Equipment Listing

EMISSION UNITS WITH LIMITATIONS
The following list provides a description of the equipment at this installation which emits air pollutants and identified as having unit-specific emission limitations. Energy Petroleum reports emissions to MOEIS as the total working and breathing losses by fuel type. The only applicable regulations apply to Tank 10, a 90,000 gallon gasoline storage tank.

<table>
<thead>
<tr>
<th>Emission Point #</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tank 10</td>
<td>90,000 gallons Gasoline</td>
</tr>
<tr>
<td>EP-21</td>
<td>Loading rack, 9,000 gal/hr</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Tank</th>
<th>Product</th>
<th>Tank Capacity</th>
<th>Tank Height</th>
<th>Tank Dia.</th>
<th>Max Fill Capacity (90%)</th>
<th>Gallons</th>
<th>Est. Ave. Liquid Height</th>
<th>Ave. Monthly Gallon Throughput</th>
<th>Ave. Annual Loaded Gallons</th>
</tr>
</thead>
<tbody>
<tr>
<td>8</td>
<td>Av Gas 100LL</td>
<td>20 K</td>
<td>31</td>
<td>10' 6&quot;</td>
<td>18000</td>
<td>27</td>
<td>8</td>
<td>648</td>
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<td></td>
</tr>
<tr>
<td>1</td>
<td>Kerosene (clear)</td>
<td>20 K</td>
<td>31</td>
<td>10' 6&quot;</td>
<td>18000</td>
<td>27</td>
<td>8</td>
<td>648</td>
<td>54</td>
</tr>
<tr>
<td>2</td>
<td>Kerosene (clear)</td>
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<td>31</td>
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<td>54</td>
</tr>
<tr>
<td>3</td>
<td>Ultra Low Sulphur Diesel#2</td>
<td>20 K</td>
<td>31</td>
<td>10' 6&quot;</td>
<td>18000</td>
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</tr>
<tr>
<td>4</td>
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</tr>
<tr>
<td>5</td>
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<td>7</td>
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<td>9</td>
<td>Premium No Lead Gasoline</td>
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<tr>
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<td>237</td>
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<tr>
<td>11</td>
<td>Dyed #2 Ultra Low Diesel</td>
<td>120 K</td>
<td>28</td>
<td>30</td>
<td>135,000</td>
<td>25</td>
<td>7</td>
<td>5287</td>
<td>440</td>
</tr>
</tbody>
</table>

EMISSION UNITS WITHOUT SPECIFIC LIMITATIONS
The following list provides a description of the equipment, which does not have unit specific limitations at the time of permit issuance.

Tank List

<table>
<thead>
<tr>
<th>Tank</th>
<th>Product</th>
<th>Tank Capacity</th>
<th>Tank Height</th>
<th>Tank Dia.</th>
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<td>5287</td>
<td>440</td>
</tr>
</tbody>
</table>
II. Plant Wide Emission Limitations

The installation shall comply with each of the following emission limitations. Consult the appropriate sections in the Code of Federal Regulations (CFR) and Code of State Regulations (CSR) for the full text of the applicable requirements. All citations, unless otherwise noted, are to the regulations in effect on the date of permit issuance. The plant wide conditions apply to all emission units at this installation. All emission units are listed in Section I under Emission Units with Limitations and Emission Units without Limitations.

The following general conditions apply to all plantwide and emission unit specific conditions in this document, unless otherwise stated.

**Monitoring:**
The permittee shall calibrate, maintain, and operate all pollution control devices and pollution monitoring related instruments according to the manufacturer’s recommendations, or maintenance and operational history of similar units. All calibrations, maintenance, and operations shall occur according to good engineering practices. All manufacturing specifications and operational/maintenance histories shall be kept on site.

**Recordkeeping:**
1) The permittee shall record all required record keeping in an appropriate format.
2) Records may be kept electronically using database or workbook systems, as long as all required information is readily available for compliance determinations.
3) The permittee shall keep a copy of this operating permit, copies of all issued construction permits, and copies of all Safety Data Sheets (SDS) on site.
4) All records must be kept for a minimum of 5 years and be made available to department personnel upon request.

**Reporting:**
1) The permittee shall report any exceedance of any of the terms imposed by this permit, or any malfunction which could cause an exceedance of any of the terms imposed by this permit, no later than ten days after the end of the month during which the exceedance or event causing the exceedance occurs (unless otherwise specified in the specific condition).
2) The permittee shall report any deviations from the monitoring, recordkeeping, and reporting requirements of any permit condition in the annual compliance certification.
3) All reports and certifications shall be submitted to the Air Pollution Control Program’s Compliance and Enforcement Section at P.O. Box 176, Jefferson City, MO 65102 or AirComplianceReporting@dnr.mo.gov
PERMIT CONDITION PW 1
10 CSR 10-6.060 Construction Permits Required
Construction Permit St. Louis County #1884A Issued January 18, 2018

**Operational Limitation:**
The permittee shall not exceed daily throughput of 19,997 gallons gasoline [Special Condition 1.A.]

**Monitoring/Recordkeeping:**
The permittee shall record gasoline throughput daily. Daily throughput will be compared to the limits in **Operational Limitation:** above.

**Reporting:**
The permittee shall report to the Air Pollution Control Program at 6121 N. Hanley Rd., Berkeley MO 63134 (or current address), no later than ten days after the end of the month during which records indicate that **Operational Limitation:** above was exceeded.
III. Emission Unit Specific Emission Limitations

The installation shall comply with each of the following emission limitations. Consult the appropriate sections in the Code of Federal Regulations (CFR) and Code of State Regulations (CSR) for the full text of the applicable requirements. All citations, unless otherwise noted, are to the regulations in effect on the date of permit issuance.

**PERMIT CONDITION 1**

10 CSR 10-5.220 – Control of Petroleum Liquid Storage, Loading and Transfer
10 CSR 10-6.020(2)(I)23. and 10 CSR 10-6.065(5)(C)2. Voluntary Limitation(s)

<table>
<thead>
<tr>
<th>Emission Unit</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tank 8</td>
<td>20,000 gallons aviation gas</td>
</tr>
<tr>
<td>Tank 10</td>
<td>90,000 gallons Gasoline with Stage I vapor recovery</td>
</tr>
<tr>
<td>EP-21</td>
<td>loading rack</td>
</tr>
</tbody>
</table>

**Operational Limitation:**

1) The permittee shall not exceed an average annual throughput of 120,000 gallons gasoline/month for each calendar year.

2) The permittee shall continue to submit an annual Low Throughput Exemption request [form MO 780-1528 (06-09)] (see Statement of Basis – Other Regulatory Determinations). [10 CSR 10-5.220 (1)(C)(2)]

3) The permittee shall continue to operate and maintain EP-21 Loading Rack and its vapor recovery equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions.[10 CSR 10-5.220(3)(B)]

**PERMIT CONDITION 2**


<table>
<thead>
<tr>
<th>Emission Unit</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tank 8</td>
<td>20,000 gallons aviation gas</td>
</tr>
<tr>
<td>Tank 10</td>
<td>90,000 gallons Gasoline with Stage I vapor recovery</td>
</tr>
<tr>
<td>EP-21</td>
<td>loading rack</td>
</tr>
</tbody>
</table>

**Operational Limitation:**

1) The permittee shall comply with the following requirements: [§63.11086 (a), (c), and (d)]

   a) Only load gasoline into storage tanks and cargo tanks at your facility by utilizing submerged filling as specified below. The applicable distances shall be measured from the point in the opening of the submerged fill pipe that is the greatest distance from the bottom of the storage tank.

   i) Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the tank.
ii) Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the tank.

iii) Submerged fill pipes not meeting the specifications of paragraphs (a)(i) or (a)(ii) above are allowed if the permittee can demonstrate that the liquid level in the gasoline storage tank is always above the entire opening of the fill pipe. Documentation providing such demonstration must be made available for inspection by the director's delegated representative during the course of a site visit.

b) Perform a monthly leak inspection of all equipment in gasoline service according to the requirements below: [§63.11089]
   i) For this inspection, detection methods incorporating sight, sound, and smell are acceptable.
   ii) A log book shall be used and shall be signed at the completion of each inspection. A section of the log book shall contain a list, summary description, or diagram(s) showing the location of all equipment in gasoline service at the facility.
   iii) Each detection of a liquid or vapor leak shall be recorded in the log book. When a leak is detected, an initial attempt at repair shall be made as soon as practicable, but no later than 5 calendar days after the leak is detected. Repair or replacement of leaking equipment shall be completed within 15 calendar days after detection of each leak, if feasible. If repair is not feasible within 15 days, the permittee repair or replace leaking equipment when feasible and shall provide in the semiannual report the reason(s) why the repair was not feasible and the date each repair was completed.

c) Not allow gasoline to be handled in a manner that would result in vapor releases to the atmosphere for extended periods of time. Measures to be taken include, but are not limited to, the following:
   i) Minimize gasoline spills;
   ii) Clean up spills as expeditiously as practicable;
   iii) Cover all open gasoline containers and all gasoline storage tank fill-pipes with a gasketed seal when not in use;
   iv) Minimize gasoline sent to open waste collection systems that collect and transport gasoline to reclamation and recycling devices, such as oil/water separators.

Recordkeeping:
The permittee shall maintain a record describing the types, identification numbers, and locations of all equipment in gasoline service. [§63.11094 (d)]
IV. Core Permit Requirements

The installation shall comply with each of the following requirements. Consult the appropriate sections in the Code of Federal Regulations (CFR), Code of State Regulations (CSR), and local ordinances for the full text of the applicable requirements. All citations, unless otherwise noted, are to the regulations in effect on the date of permit issuance. The following are only excerpts from the regulation or code, and are provided for summary purposes only.

10 CSR 10-6.045 Open Burning Requirements

1) General Provisions. The open burning of tires, petroleum-based products, asbestos containing materials, and trade waste is prohibited, except as allowed below. Nothing in this rule may be construed as to allow open burning which causes or constitutes a public health hazard, nuisance, a hazard to vehicular or air traffic, nor which violates any other rule or statute.

2) Certain types of materials may be open burned provided an open burning permit is obtained from the director. The permit will specify the conditions and provisions of all open burning. The permit may be revoked if the owner or operator fails to comply with the conditions or any provisions of the permit.

10 CSR 10-6.050 Start-up, Shutdown and Malfunction Conditions

1) In the event of a malfunction, which results in excess emissions that exceed one hour, the permittee shall submit to the director within two business days, in writing, the following information:
   a) Name and location of installation;
   b) Name and telephone number of person responsible for the installation;
   c) Name of the person who first discovered the malfunction and precise time and date that the malfunction was discovered.
   d) Identity of the equipment causing the excess emissions;
   e) Time and duration of the period of excess emissions;
   f) Cause of the excess emissions;
   g) Air pollutants involved;
   h) Estimate of the magnitude of the excess emissions expressed in the units of the applicable requirement and the operating data and calculations used in estimating the magnitude;
   i) Measures taken to mitigate the extent and duration of the excess emissions; and
   j) Measures taken to remedy the situation that caused the excess emissions and the measures taken or planned to prevent the recurrence of these situations.

2) The permittee shall submit the paragraph 1 information to the director in writing at least ten days prior to any maintenance, start-up or shutdown activity which is expected to cause an excessive release of emissions that exceed one hour. If notice of the event cannot be given ten days prior to the planned occurrence, notice shall be given as soon as practicable prior to the activity.

3) Upon receipt of a notice of excess emissions issued by an agency holding a certificate of authority under section 643.140, RSMo, the permittee may provide information showing that the excess emissions were the consequence of a malfunction, start-up or shutdown. The information, at a minimum, should be the paragraph 1 list and shall be submitted not later than 15 days after receipt of the notice of excess emissions. Based upon information submitted by the permittee or any other relevant information available, the director or the commission shall make a determination whether the excess emissions constitute a malfunction, start-up or shutdown and whether the nature, extent
and duration of the excess emissions warrant enforcement action under section 643.080 or 643.151, RSMo.

4) Nothing in this rule shall be construed to limit the authority of the director or commission to take appropriate action, under sections 643.080, 643.090 and 643.151, RSMo to enforce the provisions of the Air Conservation Law and the corresponding rule.

5) Compliance with this rule does not automatically absolve the permittee of liability for the excess emissions reported.

10 CSR 10-6.060 Construction Permits Required

The permittee shall not commence construction, modification, or major modification of any installation subject to this rule, begin operation after that construction, modification, or major modification, or begin operation of any installation which has been shut down longer than five years without first obtaining a permit from the permitting authority.

10 CSR 10-6.065 Operating Permits

The permittee shall file a complete application for renewal of this operating permit at least six months before the date of permit expiration. In no event shall this time be greater than eighteen months. The permittee shall retain the most current operating permit issued to this installation on-site. The permittee shall immediately make such permit available to any Missouri Department of Natural Resources personnel upon request.


The permittee shall follow the procedures and requirements of 40 CFR Part 61, Subpart M for any activities occurring at this installation which would be subject to provisions for 40 CFR Part 61, Subpart M, National Emission Standard for Asbestos.

10 CSR 10-6.100 Alternate Emission Limits

Proposals for alternate emission limitations shall be submitted on Alternate Emission Limits Permit forms provided by the department. An installation owner or operator must obtain an Alternate Emission Limits Permit in accordance with 10 CSR 10-6.100 before alternate emission limits may become effective.

10 CSR 10-6.110 Reporting of Emission Data, Emission Fees and Process Information

1) The permittee shall submit a Full Emissions Report either electronically via MoEIS, which requires Form 1.0 signed by an authorized company representative, or on Emission Inventory Questionnaire (EIQ) paper forms on the frequency specified in this rule and in accordance with the requirements outlined in this rule. Alternate methods of reporting the emissions, such as spreadsheet file, can be submitted for approval by the director.

2) Public Availability of Emission Data and Process Information. Any information obtained pursuant to the rule(s) of the Missouri Air Conservation Commission that would not be entitled to confidential treatment under 10 CSR 10-6.210 shall be made available to any member of the public upon request.

3) The permittee shall submit a full EIQ for the 2017 and 2020 reporting years. In the interim years the installation may submit a Reduced Reporting Form; however, if the installation’s emissions increase or decrease by more than five tons when compared to their last submitted full EIQ, the installation shall submit a full EIQ rather than a Reduced Reporting Form.
4) In addition to the EIQ submittal schedule outlined above, any permit issued under 10 CSR 10-6.060 section (5) or (6) triggers a requirement that a full EIQ be submitted in the first full calendar year after the permitted equipment initially operates.

**10 CSR 10-6.130 Controlling Emissions During Episodes of High Air Pollution Potential**

This rule specifies the conditions that establish an air pollution alert (yellow/orange/red/purple), or emergency (maroon) and the associated procedures and emission reduction objectives for dealing with each. The permittee shall submit an appropriate emergency plan if required by the Director.

**10 CSR 10-6.150 Circumvention**

The permittee shall not cause or permit the installation or use of any device or any other means which, without resulting in reduction in the total amount of air contaminant emitted, conceals or dilutes an emission or air contaminant which violates a rule of the Missouri Air Conservation Commission.

**10 CSR 10-6.165 Restriction of Emission of Odors**

This is a State Only permit requirement.

No person may cause, permit or allow the emission of odorous matter in concentrations and frequencies or for durations that odor can be perceived when one volume of odorous air is diluted with seven volumes of odor-free air for two separate trials not less than 15 minutes apart within the period of one hour.

**10 CSR 10-6.180 Measurement of Emissions of Air Contaminants**

1) The director may require any person responsible for the source of emission of air contaminants to make or have made tests to determine the quantity or nature, or both, of emission of air contaminants from the source. The director may specify testing methods to be used in accordance with good professional practice. The director may observe the testing. All tests shall be performed by qualified personnel.

2) The director may conduct tests of emissions of air contaminants from any source. Upon request of the director, the person responsible for the source to be tested shall provide necessary ports in stacks or ducts and other safe and proper sampling and testing facilities, exclusive of instruments and sensing devices as may be necessary for proper determination of the emission of air contaminants.

3) The director shall be given a copy of the test results in writing and signed by the person responsible for the tests.

**10 CSR 10-6.250 Asbestos Abatement Projects – Certification, Accreditation, and Business Exemption Requirements**

The permittee shall conduct all asbestos abatement projects within the procedures established for certification and accreditation by 10 CSR 10-6.250. This rule requires individuals who work in asbestos abatement projects to be certified by the Missouri Department of Natural Resources Air Pollution Control Program. This rule requires training providers who offer training for asbestos abatement occupations to be accredited by the Missouri Department of Natural Resources Air Pollution Control Program. This rule requires persons who hold exemption status from certain requirements of this rule to allow the department to monitor training provided to employees.
10 CSR 10-6.280 Compliance Monitoring Usage

1) The permittee is not prohibited from using the following in addition to any specified compliance methods for the purpose of submission of compliance certificates:
   a) Monitoring methods outlined in 40 CFR Part 64;
   b) Monitoring method(s) approved for the permittee pursuant to 10 CSR 10-6.065, “Operating Permits”, and incorporated into an operating permit; and
   c) Any other monitoring methods approved by the director.

2) Any credible evidence may be used for the purpose of establishing whether a permittee has violated or is in violation of any such plan or other applicable requirement. Information from the use of the following methods is presumptively credible evidence of whether a violation has occurred at an installation:
   a) Monitoring methods outlined in 40 CFR Part 64;
   b) A monitoring method approved for the permittee pursuant to 10 CSR 10-6.065, “Operating Permits”, and incorporated into an operating permit; and
   c) Compliance test methods specified in the rule cited as the authority for the emission limitations.

3) The following testing, monitoring or information gathering methods are presumptively credible testing, monitoring, or information gathering methods:
   a) Applicable monitoring or testing methods, cited in:
      i) 10 CSR 10-6.030, “Sampling Methods for Air Pollution Sources”;
      ii) 10 CSR 10-6.040, “Reference Methods”;
      iii) 10 CSR 10-6.070, “New Source Performance Standards”;
      iv) 10 CSR 10-6.080, “Emission Standards for Hazardous Air Pollutants”; or
   b) Other testing, monitoring, or information gathering methods, if approved by the director, that produce information comparable to that produced by any method listed above.

10 CSR 10-5.040 Use of Fuel in Hand-Fired Equipment Prohibited

No owner or operator shall operate applicable hand-fired fuel burning equipment unless the owner or operator meets the conditions set forth in 10 CSR 10-5.040. This regulation shall apply to all hand-fired fuel-burning equipment at commercial facilities including, but not limited to, furnaces, heating and cooking stoves and hot water furnaces. It shall not apply to wood-burning fireplaces and wood-burning stoves in dwellings, nor to fires used for recreational purpose, nor to fires used solely for the preparation of food by barbecuing or to other equipment exempted under 10 CSR 10-5.040. Hand-fired fuel-burning equipment is any stove, furnace, or other fuel-burning device in which fuel is manually introduced directly into the combustion chamber.

10 CSR 10-5.060 Refuse Not to be Burned in Fuel Burning Installations
(Rescinded on February 11, 1979, Contained in State Implementation Plan)

No person shall burn or cause or permit the burning of refuse in any installation which is designed for the primary purpose of burning fuel.

10 CSR 10-5.120 Information on Sales of Fuels to be Provided and Maintained

Every delivery of coal or residual fuel oil when first delivered to a consumer or wholesaler in the St. Louis metropolitan area must be accompanied by a ticket prepared in triplicate and containing at least the name and address of the seller and the buyer; the grade of fuel; ash content of coal, the source of the fuel, which must be an approved source, and such other information as the Air Conservation Commission may require. One copy of each ticket shall be kept by the person delivering the fuel and be
retained for one year; one copy is to be given to the recipient of the fuel to be retained for one year; and, upon request, within 30 days after delivery of the fuel, the delivering party shall mail one copy to the Air Conservation Commission.

<table>
<thead>
<tr>
<th>40 CFR Part 82 Protection of Stratospheric Ozone (Title VI)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1) The permittee shall comply with the standards for labeling of products using ozone-depleting substances pursuant to 40 CFR Part 82, Subpart E:</td>
</tr>
<tr>
<td>a) All containers in which a class I or class II substance is stored or transported, all products containing a class I substance, and all products directly manufactured with a class I substance must bear the required warning statement if it is being introduced into interstate commerce pursuant to 40 CFR §82.106.</td>
</tr>
<tr>
<td>b) The placement of the required warning statement must comply with the requirements of 40 CFR §82.108.</td>
</tr>
<tr>
<td>c) The form of the label bearing the required warning statement must comply with the requirements of 40 CFR §82.110.</td>
</tr>
<tr>
<td>d) No person may modify, remove, or interfere with the required warning statement except as described in 40 CFR §82.112.</td>
</tr>
<tr>
<td>2) The permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F, except as provided for motor vehicle air conditioners (MVACs) in Subpart B of 40 CFR Part 82:</td>
</tr>
<tr>
<td>a) Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices described in 40 CFR §82.156.</td>
</tr>
<tr>
<td>b) Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment described in 40 CFR §82.158.</td>
</tr>
<tr>
<td>c) Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 CFR §82.161.</td>
</tr>
<tr>
<td>d) Persons disposing of small appliances, MVACs, and MVAC-like appliances must comply with the record keeping requirements of 40 CFR §82.166. (&quot;MVAC-like&quot; appliance as defined at 40 CFR §82.152).</td>
</tr>
<tr>
<td>e) Persons owning commercial or industrial process refrigeration equipment must comply with the leak repair requirements pursuant to 40 CFR §82.156.</td>
</tr>
<tr>
<td>f) Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to 40 CFR §82.166.</td>
</tr>
<tr>
<td>3) If the permittee manufactures, transforms, imports, or exports a class I or class II substance, the permittee is subject to all the requirements as specified in 40 CFR part 82, Subpart A, Production and Consumption Controls.</td>
</tr>
<tr>
<td>4) If the permittee performs a service on motor (fleet) vehicles when this service involves ozone-depleting substance refrigerant (or regulated substitute substance) in the motor vehicle air conditioner (MVAC), the permittee is subject to all the applicable requirements contained in 40 CFR part 82, Subpart B, Servicing of Motor Vehicle Air Conditioners. The term &quot;motor vehicle&quot; as used in Subpart B does not include a vehicle in which final assembly of the vehicle has not been completed. The term &quot;MVAC&quot; as used in Subpart B does not include the air-tight sealed refrigeration system used as refrigerated cargo, or system used on passenger buses using HCFC-22 refrigerant.</td>
</tr>
<tr>
<td>5) The permittee shall be allowed to switch from any ozone-depleting substance to any alternative that is listed in the Significant New Alternatives Program (SNAP) promulgated pursuant to 40 CFR part 82, Subpart G, Significant New Alternatives Policy Program. Federal Only - 40 CFR Part 82.</td>
</tr>
</tbody>
</table>
V. General Permit Requirements

The installation shall comply with each of the following requirements. Consult the appropriate sections in the Code of Federal Regulations (CFR) and Code of State Regulations (CSR) for the full text of the applicable requirements. All citations, unless otherwise noted, are to the regulations in effect as of the date that this permit is issued.

**10 CSR 10-6.065, §(5)(C)1, §(6)(C)1.B, §(5)(E)2.C Permit Duration**

This permit is issued for a term of five years, commencing on the date of issuance. This permit will expire at the end of this period unless renewed. If a timely and complete application for a permit renewal is submitted, but the Air Pollution Control Program fails to take final action to issue or deny the renewal permit before the end of the term of this permit, this permit shall not expire until the renewal permit is issued or denied.

**10 CSR 10-6.065, §(5)(C)1 and §(6)(C)1.C General Record Keeping and Reporting Requirements**

1) Record Keeping
   a) All required monitoring data and support information shall be retained for a period of at least five years from the date of the monitoring sample, measurement, report or application.
   b) Copies of all current operating and construction permits issued to this installation shall be kept on-site for as long as the permits are in effect. Copies of these permits shall be made immediately available to any Missouri Department of Natural Resources' personnel upon request.

2) Reporting
   a) All reports shall be submitted to the Air Pollution Control Program, Compliance and Enforcement Section, P. O. Box 176, Jefferson City, MO 65102.
   b) The permittee shall submit a report of all required monitoring by:
      i) April 1st for monitoring which covers the January through December time period.
      ii) Exception. Monitoring requirements which require reporting more frequently than annually shall report no later than 30 days after the end of the calendar quarter in which the measurements were taken.
   c) Each report shall identify any deviations from emission limitations, monitoring, record keeping, reporting, or any other requirements of the permit.
   d) Submit supplemental reports as required or as needed. All reports of deviations shall identify the cause or probable cause of the deviations and any corrective actions or preventative measures taken.
      i) Notice of any deviation resulting from an emergency (or upset) condition as defined in paragraph (6)(C)7 of 10 CSR 10-6.065 (Emergency Provisions) shall be submitted to the permitting authority either verbally or in writing within two working days after the date on which the emission limitation is exceeded due to the emergency, if the permittee wishes to assert an affirmative defense. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that indicate an emergency occurred and the permittee can identify the cause(s) of the emergency. The permitted installation must show that it was operated properly at the time and that during the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards or requirements in the permit. The notice
must contain a description of the emergency, the steps taken to mitigate emissions, and the corrective actions taken.

ii) Any deviation that poses an imminent and substantial danger to public health, safety or the environment shall be reported as soon as practicable.

iii) Any other deviations identified in the permit as requiring more frequent reporting than the permittee's annual report shall be reported on the schedule specified in this permit.

e) Every report submitted shall be certified by the responsible official, except that, if a report of a deviation must be submitted within ten days after the deviation, the report may be submitted without a certification if the report is resubmitted with an appropriate certification within ten days after that, together with any corrected or supplemental information required concerning the deviation.

f) The permittee may request confidential treatment of information submitted in any report of deviation.

<table>
<thead>
<tr>
<th>10 CSR 10-6.065 §(5)(C)1 and §(6)(C)1.D Risk Management Plan Under Section 112(r)</th>
</tr>
</thead>
<tbody>
<tr>
<td>If the installation is required to develop and register a risk management plan pursuant to Section 112(R) of the Act, the permittee will verify that it has complied with the requirement to register the plan.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>10 CSR 10-6.065(5)(C)1.A General Requirements</th>
</tr>
</thead>
<tbody>
<tr>
<td>1) The permittee must comply with all of the terms and conditions of this permit. Any noncompliance with a permit condition constitutes a violation and is grounds for enforcement action, permit termination, permit revocation and re-issuance, permit modification or denial of a permit renewal application.</td>
</tr>
<tr>
<td>2) The permittee may not use as a defense in an enforcement action that it would have been necessary for the permittee to halt or reduce the permitted activity in order to maintain compliance with the conditions of the permit.</td>
</tr>
<tr>
<td>3) The permit may be modified, revoked, reopened, reissued or terminated for cause. Except as provided for minor permit modifications, the filing of an application or request for a permit modification, revocation and reissuance, or termination, or the filing of a notification of planned changes or anticipated noncompliance, does not stay any permit condition.</td>
</tr>
<tr>
<td>4) This permit does not convey any property rights of any sort, nor grant any exclusive privilege.</td>
</tr>
<tr>
<td>5) The permittee shall furnish to the Air Pollution Control Program, upon receipt of a written request and within a reasonable time, any information that the Air Pollution Control Program reasonably may require to determine whether cause exists for modifying, reopening, reissuing or revoking the permit or to determine compliance with the permit. Upon request, the permittee also shall furnish to the Air Pollution Control Program copies of records required to be kept by the permittee. The permittee may make a claim of confidentiality for any information or records submitted under this rule.</td>
</tr>
<tr>
<td>6) Failure to comply with the limitations and conditions that qualify the installation for an Intermediate permit make the installation subject to the provisions of 10 CSR 10-6.065(6) and enforcement action for operating without a valid part 70 operating permit.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>10 CSR 10-6.065(5)(C)1.C Reasonably Anticipated Operating Scenarios</th>
</tr>
</thead>
<tbody>
<tr>
<td>None</td>
</tr>
</tbody>
</table>
10 CSR 10-6.065, §(5)(B)4; §(5)(C)1, §(6)(C)3.B; and §(6)(C)3.D; and §(5)(C)3 and §(6)(C)3.E.(I) – (III) and (V) – (VI) Compliance Requirements

1) Any document (including reports) required to be submitted under this permit shall contain a certification signed by the responsible official.

2) Upon presentation of credentials and other documents as may be required by law, the permittee shall allow authorized officials of the Missouri Department of Natural Resources, or their authorized agents, to perform the following (subject to the installation’s right to seek confidential treatment of information submitted to, or obtained by, the Air Pollution Control Program):
   a) Enter upon the premises where a permitted installation is located or an emissions-related activity is conducted, or where records must be kept under the conditions of this permit;
   b) Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
   c) Inspect, at reasonable times and using reasonable safety practices, any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit; and
   d) As authorized by the Missouri Air Conservation Law, Chapter 643, RSMo or the Act, sample or monitor, at reasonable times, substances or parameters for the purpose of assuring compliance with the terms of this permit, and all applicable requirements as outlined in this permit.

3) All progress reports required under an applicable schedule of compliance shall be submitted semiannually (or more frequently if specified in the applicable requirement). These progress reports shall contain the following:
   a) Dates for achieving the activities, milestones or compliance required in the schedule of compliance, and dates when these activities, milestones or compliance were achieved, and
   b) An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventative or corrective measures adopted.

4) The permittee shall submit an annual certification that it is in compliance with all of the federally enforceable terms and conditions contained in this permit, including emissions limitations, standards, or work practices. These certifications shall be submitted annually by April 1st, unless the applicable requirement specifies more frequent submission. These certifications shall be submitted to the Air Pollution Control Program, Compliance and Enforcement Section, P.O. Box 176, Jefferson City, MO 65102. All deviations and exceedances must be included in the compliance certifications. The compliance certification shall include the following:
   a) The identification of each term or condition of the permit that is the basis of the certification;
   b) The current compliance status, as shown by monitoring data and other information reasonably available to the installation;
   c) Whether compliance was continuous or intermittent;
   d) The method(s) used for determining the compliance status of the installation, both currently and over the reporting period; and
   e) Such other facts as the Air Pollution Control Program will require in order to determine the compliance status of this installation.

10 CSR 10-6.065, §(5)(C)1 and §(6)(C)7 Emergency Provisions

1) An emergency or upset as defined in 10 CSR 10-6.065(6)(C)7.A shall constitute an affirmative defense to an enforcement action brought for noncompliance with technology-based emissions
limitations. To establish an emergency- or upset-based defense, the permittee must demonstrate, through properly signed, contemporaneous operating logs or other relevant evidence, the following:

a) That an emergency or upset occurred and that the permittee can identify the source of the emergency or upset,
b) That the installation was being operated properly,
c) That the permittee took all reasonable steps to minimize emissions that exceeded technology-based emissions limitations or requirements in this permit, and
d) That the permittee submitted notice of the emergency to the Air Pollution Control Program within two working days of the time when emission limitations were exceeded due to the emergency. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and any corrective actions taken.

2) Be aware that an emergency or upset shall not include noncompliance caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

**10 CSR 10-6.065(5)(C)5 Off-Permit Changes**

1) Except as noted below, the permittee may make any change in its permitted installation's operations, activities or emissions that is not addressed in, constrained by or prohibited by this permit without obtaining a permit revision. Off-permit changes shall be subject to the following requirements and restrictions:

a) The change must meet all applicable requirements of the Act and may not violate any existing permit term or condition; the permittee may not change a permitted installation without a permit revision if this change is a Title I modification; Please Note: Changes at the installation which affect the emission limitation(s) classifying the installation as an intermediate source (add additional equipment to the record keeping requirements, increase the emissions above major source level) do not qualify for off-permit changes.

b) The permittee must provide contemporaneous written notice of the change to the Air Pollution Control Program, Compliance and Enforcement Section, P.O. Box 176, Jefferson City, MO 65102, as well as EPA Region VII, 11201 Renner Blvd., Lenexa, KS 66219. This written notice shall describe each change, including the date, any change in emissions, pollutants emitted and any applicable requirement that would apply as a result of the change; and

c) The permittee shall keep a record describing all changes made at the installation that result in emissions of a regulated air pollutant subject to an applicable requirement and the emissions resulting from these changes.

**10 CSR 10-6.020(2)(R)34 Responsible Official**

The application utilized in the preparation of this permit was signed by Steven Madras, President. If this person terminates employment, or is reassigned different duties such that a different person becomes the responsible person to represent and bind the installation in environmental permitting affairs, the owner or operator of this air contaminant source shall notify the Director of the Air Pollution Control Program of the change. Said notification shall be in writing and shall be submitted within 30 days of the change. The notification shall include the name and title of the new person assigned by the source owner or operator to represent and bind the installation in environmental permitting affairs. All representations, agreement to terms and conditions and covenants made by the former responsible person that were used in the establishment of limiting permit conditions on this permit will continue to be binding on the
installation until such time that a revision to this permit is obtained that would change said representations, agreements and covenants.

<table>
<thead>
<tr>
<th>10 CSR 10-6.065 §(5)(E)4 and §(6)(E)6.A(III)(a)-(c) Reopening-Permit for Cause</th>
</tr>
</thead>
<tbody>
<tr>
<td>This permit may be reopened for cause if:</td>
</tr>
<tr>
<td>1) The Missouri Department of Natural Resources (MDNR) or EPA determines that the permit contains a material mistake or that inaccurate statements were made which resulted in establishing the emissions limitation standards or other terms of the permit,</td>
</tr>
<tr>
<td>2) Additional applicable requirements under the Act become applicable to the installation; however, reopening on this ground is not required if—:</td>
</tr>
<tr>
<td>a) The permit has a remaining term of less than three years;</td>
</tr>
<tr>
<td>b) The effective date of the requirement is later than the date on which the permit is due to expire; or</td>
</tr>
<tr>
<td>c) The additional applicable requirements are implemented in a general permit that is applicable to the installation and the installation receives authorization for coverage under that general permit,</td>
</tr>
<tr>
<td>3) MDNR or EPA determines that the permit must be reopened and revised to assure compliance with applicable requirements.</td>
</tr>
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<tbody>
<tr>
<td>This permit is accompanied by a statement setting forth the legal and factual basis for the permit conditions (including references to applicable statutory or regulatory provisions). This Statement of Basis, while referenced by the permit, is not an actual part of the permit.</td>
</tr>
</tbody>
</table>
STATEMENT OF BASIS

Voluntary Limitations
In order to qualify for this Intermediate State Operating Permit, the permittee has accepted voluntary, federally enforceable emission limitations. Per 10 CSR 10-6.065(5)(C)1.A.(VI), if these limitations are exceeded, the installation immediately becomes subject to 10 CSR 10-6.065(6) and enforcement action for operating without a valid part 70 operating permit. It is the permittee’s responsibility to monitor emission levels and apply for a part 70 operating permit far enough in advance to avoid this situation. This may mean applying more than eighteen months in advance of the exceedance, since it can take that long or longer to obtain a part 70 operating permit.

INSTALLATION DESCRIPTION
Energy Petroleum Company, Inc. distributes gasoline, diesel fuel, aviation fuel, kerosene, and lubrication products to transportation, agriculture, construction, and industrial sectors. Energy Petroleum Company, Inc. was founded in 1927 and is based in St Louis, Missouri. It requested daily and monthly throughput limits to qualify for an Intermediate Operating Permit and be defined as a bulk gasoline plant for 10 CSR 10-5.220 and 40 CFR Part 63 Subpart BBBBBB. It also owns operates trucks that deliver product to gas stations and other costumers. All required Stage I vapor recovery equipment is in place. It is not a named source and fugitive emissions are not counted towards PTE.

Updated Potential to Emit for the Installation

<table>
<thead>
<tr>
<th>Pollutant</th>
<th>Potential to Emit (tons/yr)</th>
</tr>
</thead>
<tbody>
<tr>
<td>VOC</td>
<td>80.97</td>
</tr>
<tr>
<td>HAPs</td>
<td>0.30</td>
</tr>
</tbody>
</table>

1 Each emission unit was evaluated at 8,760 hours of uncontrolled annual operation unless otherwise noted. PTE with 20,000 gallon/day limit in Permit Condition 1 is 40.46 tpy.

Reported Air Pollutant Emissions, tons per year

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</thead>
<tbody>
<tr>
<td>VOC</td>
<td>9.77</td>
<td>9.77</td>
<td>9.77</td>
<td>7.36</td>
<td>7.36</td>
</tr>
</tbody>
</table>

Permit Reference Documents
These documents were relied upon in the preparation of the operating permit. Because they are not incorporated by reference, they are not an official part of the operating permit.

1) Intermediate Operating Permit Application, received September 20, 2013;
2) 2016 Emissions Inventory Questionnaire, received March 27, 2017;
3) WebFIRE; and
Applicable Requirements Included in the Operating Permit but Not in the Application or Previous Operating Permits

In the operating permit application, the installation indicated they were not subject to the following regulation(s). However, in the review of the application, the agency has determined that the installation is subject to the following regulation(s) for the reasons stated.

None

Other Air Regulations Determined Not to Apply to the Operating Permit

The Air Pollution Control Program (APCP) has determined that the following requirements are not applicable to this installation at this time for the reasons stated.

10 CSR 10-6.100, Alternate Emission Limits
This rule is not applicable because the installation is in an ozone attainment area.

10 CSR 10-6.170  Restriction of Particulate Matter to the Ambient Air Beyond the Premises of Origin does not apply to this facility because it has no sources of particulate emissions.

10 CSR 10-6.220  Restriction of Emission of Visible Air Contaminants does not apply to this facility because it has no sources of visible emissions.

Construction Permit History

Construction Permits St. Louis County #1884, 1885, & 1886 – these permits were issued for the initial permitting of various tanks. There are no applicable conditions remaining in these permits.

Construction Permit St. Louis County #1884A Issued January 18, 2018 – this permit amendment was issued to provide a federally-enforceable plantwide gasoline throughput limit. See PW1.

New Source Performance Standards (NSPS) Applicability

40 CFR 60 Subpart Kb Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984 – All storage vessels are exempt because the facility is a bulk gasoline plant. PW1 limits throughput to less than 75,700 l/day [§60.110b(d)(5)].

40 CFR 60 Subpart XX – Standards of Performance for Bulk Gasoline Terminals does not apply to this facility because it does not meet the definition of Bulk Gasoline Terminal due to the throughput limit in PW1 of less than 75,700 l/day.

Maximum Achievable Control Technology (MACT) Applicability

40 CFR 63 Subpart BBBBBB National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities The facility is a gasoline bulk plant due to the throughput limit in Permit Condition 1. The only applicable requirements are those listed in Permit Condition 2.

40 CFR 63 Subpart CCCCCC National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities does not apply because the facility is not a gasoline
distribution plant or gasoline terminal. The facility does not dispense gasoline into the fuel tank of any vehicle. PW1 limits gasoline throughput to less than 19,997 gal/day.

**National Emission Standards for Hazardous Air Pollutants (NESHAP) Applicability**

None

**Other Regulatory Determinations**

10 CSR 10-5.220 – *Control of Petroleum Liquid Storage, Loading and Transfer*

The throughput limits in Permit Condition PW 1 exempt Energy Petroleum from most federal and state regulations regarding gasoline transfer facilities, including 10 CSR 10-5.220. It has been granted a Low Throughput Exemption [form MO 780-1528 (06-09)] each year since 2011. The requirements to use Stage I vapor recovery still apply; only Tank 10 is subject.

**Other Regulations Not Cited in the Operating Permit or the Above Statement of Basis**

Any regulation which is not specifically listed in either the Operating Permit or in the above Statement of Basis does not appear, based on this review, to be an applicable requirement for this installation for one or more of the following reasons.

1) The specific pollutant regulated by that rule is not emitted by the installation.

2) The installation is not in the source category regulated by that rule.

3) The installation is not in the county or specific area that is regulated under the authority of that rule.

4) The installation does not contain the type of emission unit which is regulated by that rule.

5) The rule is only for administrative purposes.

Should a later determination conclude that the installation is subject to one or more of the regulations cited in this Statement of Basis or other regulations which were not cited, the installation shall determine and demonstrate, to the Air Pollution Control Program's satisfaction, the installation's compliance with that regulation(s). If the installation is not in compliance with a regulation which was not previously cited, the installation shall submit to the APCP a schedule for achieving compliance for that regulation(s).
Response to Public Comments

A draft of the Intermediate Operating Permit for Energy Petroleum Company was placed on public notice on March 2, 2018, by the Missouri Department of Natural Resources (MDNR).

No comments were received.
MAY 07 2018

Mr. Steven Madras
Energy Petroleum Company
2130 Kienlen Ave
Hillsdale, MO 63121-5055

Re: Energy Petroleum Company, 189-0141
   Permit Number: OP2018-036

Dear Mr. Madras

Enclosed with this letter is your intermediate operating permit. Please review this document carefully. Operation of your installation in accordance with the rules and regulations cited in this document is necessary for continued compliance. It is very important that you read and understand the requirements contained in your permit.

This permit may include requirements with which you may not be familiar. If you would like the department to meet with you to discuss how to understand and satisfy the requirements contained in this permit, an appointment referred to as a Compliance Assistance Visit (CAV) can be set up with you. To request a CAV, please contact your local regional office or fill out an online request. The regional office contact information can be found at http://dnr.mo.gov/regions/. The online CAV request can be found at http://dnr.mo.gov/cav/compliance.htm.

You may appeal this permit to the Administrative Hearing Commission (AHC), P.O. Box 1557, Jefferson City, MO 65102, as provided in RSMo 643.078.16 and 621.250.3. If you choose to appeal, you must file a petition with the AHC within thirty (30) days after the date this decision was mailed or the date it was delivered, whichever date was earlier. If you send your appeal by registered or certified mail, we will deem it filed on the date you mailed it. If you send your appeal by a method other than registered or certified mail, we will deem it filed on the date the AHC receives it.

If you have any questions or need additional information regarding this permit, please contact the Air Pollution Control Program (APCP) at (573) 751-4817, or you may write to the Department of Natural Resources, Air Pollution Control Program, P.O. Box 176, Jefferson City, MO 65102.

Sincerely,

AIR POLLUTION CONTROL PROGRAM

Michael J. Stansfield, P.E.
Operating Permit Unit Chief

MJS:bjj

Enclosures

c: PAMS File: 2013-09-038