



Catherine B. Templeton, Director

Promoting and protecting the health of the public and the environment

June 21, 2013

Mr. J. Cliff McCowan
Kinder Morgan Southeast Terminals, LLC
221 Laurel Lakes Drive
North Augusta, SC 29860

Re: Modification to Attachment A for the General Conditional Major Operating Permit for Petroleum Distribution Operations No. GCM-0080-0051

Dear Mr. McCowan:

Enclosed is Attachment A to GCM-0080-0051. This modified permit has the same expiration date as the previous General Conditional Major Operating Permit and will remain valid through September 30, 2022. This modified permit is being issued to incorporate changes into your existing Permit as described in the enclosed Record of Revisions.

Please be advised that this facility's periodic reporting period is not affected by this modification. In addition, there have been no changes to the General Conditional Major for Petroleum Distribution Operations. It has not been included, and you should retain the copy you were previously issued.

It is important for you and/or an authorized representative responsible for the overall operation of this facility to read this issued permit carefully and to understand all requirements. If any errors or omissions are discovered, please notify Hetal Patel of my staff via e-mail at patelhy@dhec.sc.gov, or call 803-898-3850 immediately.

Pursuant to the South Carolina Administrative Procedures Act, any Department decision involving the issuance, denial, suspension, or revocation of a permit or certification may be appealed by the applicant, permittee, licensee, or affected person. Please see the enclosed "Notice of Appeal Procedure" for guidelines on filing an appeal.

Sincerely,

Elizabeth J. Basil
Director, Engineering Services Division
Bureau of Air Quality

EJB: CPB: kal

Enclosure

cc: Permit File: 0080-0051

ec: Tim Pearson, BEHS

South Carolina Board of Health and Environmental Control
Guide to Board Review
Pursuant to S.C. Code Ann. § 44-1-60
Effective April 1, 2013

The decision of the South Carolina Department of Health and Environmental Control (Department) becomes the final agency decision fifteen (15) calendar days after notice of the decision has been mailed to the applicant, permittee, licensee and affected persons who have requested in writing to be notified, unless a written request for final review accompanied by a filing fee in the amount of \$100 is filed with Department by the applicant, permittee, licensee or affected person.

Applicants, permittees, licensees, and affected parties are encouraged to engage in mediation during the final review process.

If the Board declines in writing to schedule a final review conference, the Department's decision becomes the final agency decision and an applicant, permittee, licensee, or affected person may request a contested case hearing before the Administrative Law Court within thirty (30) calendar days after notice is mailed that the Board declined to hold a final review conference.

I. Filing of Request for Final Review

1. A written Request for Final Review (RFR) and the required filing fee of one hundred dollars (\$100) must be received by Clerk of the Board within fifteen (15) calendar days after notice of the staff decision has been mailed to the applicant, permittee, licensee, or affected persons. If the 15th day occurs on a weekend or State holiday, the RFR must be received by the Clerk on the next working day. RFRs will not be accepted after 5:00 p.m.
2. RFRs shall be in writing and should include, at a minimum, the following information:
 - The grounds for amending, modifying, or rescinding the staff decision;
 - a statement of any significant issues or factors the Board should consider in deciding how to handle the matter;
 - the relief requested; and
 - a copy of the decision for which review is requested.
3. RFRs should be filed in person or by mail at the following address:

South Carolina Board of Health and Environmental Control
Attention: Clerk of the Board
2600 Bull Street
Columbia, South Carolina 29201

Alternatively, RFR's may be filed with the Clerk by facsimile (803-898-3393) or by electronic mail (boardclerk@dhec.sc.gov).

4. The filing fee may be paid by cash, certified check or credit card. If a RFR is filed by facsimile or electronic mail, the filing fee may be mailed to the Clerk of the Board and the envelope must be postmarked within the time allowed for filing a RFR.
5. If there is any perceived discrepancy in compliance with this RFR filing procedure, the Clerk should consult with the Chairman or, if the Chairman is unavailable, the Vice-Chairman. The Chairman or the Vice-Chairman will determine whether the RFR is timely and properly filed and direct the Clerk to (1) process the RFR for consideration by the Board or (2) return the RFR and filing fee to the requestor with a cover letter explaining why the RFR was not timely or properly filed. Processing an RFR for consideration by the Board shall not be interpreted as a waiver of any claim or defense by the agency in subsequent proceedings concerning the RFR.
6. If the RFR will be processed for Board consideration, the Clerk will send an Acknowledgement of RFR to the Requestor and the applicant, permittee, or licensee, if other than the Requestor.
7. The Clerk will email the RFR to all Board members for review, and all Board members will confirm receipt of the RFR to the Clerk by email. If a Board member does not confirm receipt of the RFR within twenty-four (24) hour period, the Clerk will contact the Board member and confirm receipt. If a Board member believes the RFR should be considered by the RFR Committee, he or she will respond to the Clerk's email within forty-eight (48) hours and will request further review. If no Board member requests further review of the RFR within the forty-eight (48) hour period, the Clerk will send a letter by certified mail to the Requestor, with copy by regular mail to the applicant, permittee, or licensee, if not the Requestor, stating the Board will not hold a Final Review Conference. A copy of the Notice of Appeal Procedure will be included with the letter.

NOTE: If the time periods described above end on a weekend or State holiday, the time is automatically extended to 5:00 p.m. on the next business day.

8. If the RFR is to be considered by the RFR Committee, the Clerk will forward a copy of the RFR to Department staff and Office of General Counsel. A Department response to the RFR should be provided by Department staff to the Clerk within eight (8) working days after the RFR is forwarded.

II. Final Review Conference Scheduling

1. If a Conference will be held, the Clerk will send a letter by certified mail to the Requestor, with copy by regular mail to the applicant, permittee, or licensee, if not the Requestor, informing the Requestor of the determination.
2. The Clerk will request Department staff provide the Administrative Record.
3. The Clerk will send Notice of Final Review Conference to the parties at least ten (10) days before the Conference. The Conference will be publically noticed and should:
 - include the place, date and time of the Conference;
 - state the presentation times allowed in the Conference;
 - state evidence may be presented at the Conference;
 - if the conference will be held by committee, include a copy of the Chairman's order appointing the committee; and
 - inform the Requestor of his or her right to request a transcript of the proceedings of the Conference prepared at Requestor's expense.
4. If a party requests a transcript of the proceedings of the Conference and agrees to pay all related costs in writing, including costs for the transcript, the Clerk will schedule a court reporter for the Conference.

III. Final Review Conference and Decision

1. The order of presentation in the Conference will, subject to the presiding officer's discretion, be as follows:
 - Department staff will provide an overview of the staff decision and the applicable law to include [10 minutes]:
 - Type of decision (permit, enforcement, etc.) and description of the program.
 - Parties
 - Description of facility/site
 - Applicable statutes and regulations
 - Decision and materials relied upon in the administrative record to support the staff decision.
 - Requestor(s) will state the reasons for protesting the staff decision and may provide evidence to support amending, modifying, or rescinding the staff decision. [15 minutes] *NOTE: The burden of proof is on the Requestor(s)*
 - Rebuttal by Department staff [15 minutes]
 - Rebuttal by Requestor(s) [10 minutes]

Note: Times noted in brackets are for information only and are superseded by times stated in the Notice of Final Review Conference or by the presiding officer.
2. Parties may present evidence during the conference; however, the rules of evidence do not apply.
3. At any time during the conference, the officers conducting the conference may request additional information and may question the Requestor, the staff, and anyone else providing information at the conference.
4. The presiding officer, in his or her sole discretion, may allow additional time for presentations and may impose time limits on the Conference.
5. All Conferences are open to the public.
6. The officers may deliberate in closed session.
7. The officers may announce the decision at conclusion of the Conference or it may be reserved for consideration.
8. The Clerk will mail the written final agency decision (FAD) to parties within 30 days after the Conference. The written decision must explain the basis for the decision and inform the parties of their right to request a contested case hearing before the Administrative Law Court. The FAD will be sent by certified mail, return receipt requested.
9. Communications may also be sent by electronic mail, in addition to the forms stated herein, when electronic mail addresses are provided to the Clerk.

The above information is provided as a courtesy; parties are responsible for complying with all applicable legal requirements.

ATTACHMENT A

Facility Information

Kinder Morgan Southeast Terminals, LLC

GCM-0080-0051

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D - EQUIPMENT INSTALLED

Equip ID	Exempt Yes / No	Equipment Description	Maximum Size / Maximum Throughput	Fuels Used/ Materials Handled	Installation Date/ Modification Date	Emission Point ID
T1	No	Internal floating roof storage tank (40 CFR 60 Subparts A and Ka)	43,119 barrel (1,810,998 gallon)	Denatured Ethanol	December 1983	T1
T3	No	Internal floating roof storage tank (40 CFR 60 Subparts A and Ka) (40 CFR 63 Subparts A and BBBBBB)	57,643 barrel (2,421,006 gallon)	Gasoline	December 1983	T3
T4	No	Internal floating roof storage tank (40 CFR 60 Subparts A and Ka) (40 CFR 63 Subparts A and BBBBBB)	47,810 barrel (2,008,020 gallon)	Gasoline	December 1983	T4
T7	No	Internal floating roof storage tank (40 CFR 60 Subparts A and Kb) (40 CFR 63 Subparts A and BBBBBB)	24,000 barrel (1,008,000 gallon)	Gasoline	October 1993	T7
T8	No	Internal floating roof storage tank (40 CFR 60 Subparts A and Kb) (40 CFR 63 Subparts A and BBBBBB)	122,000 barrel (5,124,000 gallon)	Gasoline	October 1996	T8
T10	No	Internal floating roof storage tank (40 CFR 60 Subparts A and Kb) (40 CFR 63 Subparts A and BBBBBB)	125,000 barrel (5,250,000 gallon)	Gasoline	December 2001	T10
T11	No	Internal floating roof storage tank (40 CFR 60 Subparts A and Kb) (40 CFR 63 Subparts A and BBBBBB)	66,000 barrel (2,772,000 gallon)	Gasoline	2010	T11
Lane 1	No	Tank truck rack lane #1 (40 CFR 60 Subparts A and XX when in gasoline service) (40 CFR 63 Subparts A and BBBBBB when in gasoline service)	---	Gasoline/Distillate	December 1983	VRS1 & Flare
Lane 2	No	Tank truck rack lane #2 (40 CFR 60 Subparts A and XX when in gasoline service) (40 CFR 63 Subparts A and BBBBBB when in gasoline service)	---	Gasoline/Distillate	December 1983	VRS1 & Flare
Lane 3	No	Tank truck rack lane #3 (40 CFR 60 Subparts A and XX when in gasoline service) (40 CFR 63 Subparts A and BBBBBB when in gasoline service)	---	Gasoline/Distillate	December 1983	VRS1 & Flare
Lane 4	No	Tank truck rack lane #4 (40 CFR 60 Subparts A and XX when in gasoline service) (40 CFR 63 Subparts A and BBBBBB when in gasoline service)	---	Gasoline/Distillate	December 1983	VRS1 & Flare

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Equip ID	Exempt Yes / No	Equipment Description	Maximum Size / Maximum Throughput	Fuels Used/ Materials Handled	Installation Date/ Modification Date	Emission Point ID
Lane 5	No	Tank truck rack lane #5 (40 CFR 60 Subparts A and XX when in gasoline service) (40 CFR 63 Subparts A and BBBB when in gasoline service)	---	Gasoline/Distillate	2000	VRS1 & Flare
Lane 6	No	Tank truck rack lane #6 (40 CFR 60 Subparts A and XX when in gasoline service) (40 CFR 63 Subparts A and BBBB when in gasoline service)	---	Gasoline/Distillate	2008	VRS1 & Flare
T2	Yes	Internal floating roof storage tank	33,405 barrel (1,403,010 gallon)	Distillate	December 1983	T2
T5	Yes	Vertical fixed roof above-ground storage tank	57,262 barrel (2,405,004 gallon)	Distillate	December 1986	T5
T6	Yes	Vertical fixed roof above-ground storage tank	57,548 barrel (2,417,016 gallon)	Distillate	February 1990	T6
T9	Yes	Internal floating roof storage tank	10,000 barrel (420,000 gallon)	Transmix	May 1998/ 2008	T9
T101	Yes	Storage tank	190 barrel (7,980-gallons)	Gasoline Additives	1986	T101
T404	Yes	Storage tank	240 barrel (10,080 gallon)	Gasoline Additives	1992	T404
T505	Yes	Storage tank	7 barrel (294 gallon)	Red Dye	1994	T505
T506	Yes	Storage tank	8.3 barrel (350 gallon)	Red Dye	2007	T506
T606	Yes	Storage tank	119 barrel (4,998 gallon)	Gasoline Additives	1994	T606
T707	Yes	Storage tank	47 barrel (2,000 gallon)	Jet Fuel Additive	1996	T707
T202	Yes	Storage tank	833 barrel (34,986 gallon)	Gasoline Additives	1992	T202
T303	Yes	Storage tank	274 barrel (11,508 gallon)	Gasoline Additives	1992	T303
T808	Yes	Storage tank	95.2 barrel (4,000 gallon)	Lubricity Additive	2004	T808
T909	Yes	Manifold	11.9 barrel (500 gallon)	Transmix	2005	T909
T1010	Yes	Storage tank	238.1 barrel (10,000 gallon)	Petroleum Contact Water	1995	T1010

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D - EQUIPMENT INSTALLED

Equip ID	Exempt Yes / No	Equipment Description	Maximum Size / Maximum Throughput	Fuels Used/ Materials Handled	Installation Date/ Modification Date	Emission Point ID
T1011	Yes	Storage tank	71.4 barrel (3,000 gallon)	Petroleum Contact Water	1996	T1011
T2020	Yes	Storage tank	1,800 gallon	Propane	2003	T2020
OWS	Yes	Oil/water separator	---	Oil/Water	1983	OWS
SRT	Yes	Storage tank (40 CFR 63 Subpart A and BBBBBB)	250 gallon	Gasoline	2011	SRT
ETH	Yes	Storage tank	250 gallon	Denatured Ethanol	2011	ETH
ETOS	Yes	Ethanol truck offloading station	---	Denatured Ethanol	2008	ETOS

E - CONTROL DEVICES

Control Device ID	Equipment ID	Control Device Description	Installation Date/ Modification Date	Pollutant(s) Controlled
CD-VRSI	Lane 1 - 6	Vapor Recovery System	December 1983	VOC
CD-VCU	Lane 1 - 6	Propane fired John Zink Co. Vapor Combustion Unit with a maximum heat release of 84.5 x 10 ⁶ BTU/hr	2000	VOC

F - CONDITIONS

Condition Number	Equipment ID / Control Device ID	Conditions
F.1	All Sources	<p>It has been determined that this facility is subject to S.C. Regulation 61-62.68, Chemical Accident Prevention Provisions, due to in-process storage or use of a regulated substance in quantities above the specified threshold and that a Risk Management Plan (RMP) has already been submitted to the EPA; therefore, the following must be completed:</p> <ol style="list-style-type: none"> 1. Submittal of subsequent revisions/corrections/updates of the RMP in accordance with S.C. Regulation 61-62.68.190 and 68.195. 2. If it is determined by the Department that additional relevant information is needed, this facility will be required to submit the information in a timely manner. 3. For Program 1 processes, the owner or operator shall submit along with the RMP the certification statement provided in Section 68.12(b)(4). For all other covered processes, the owner or operator shall submit along with the RMP a single certification that, to the best of the signer's knowledge, information, and belief formed after reasonable inquiry, the information submitted is true, accurate, and complete.

