

December 16, 2004

**Tesoro Refining and Marketing Company**  
Avon Refinery, 150 Solano Way  
Martinez, CA 94533

Attention: Mr. J. W. Haywood, Senior Vice President Southwest Region

	<b>Application Number</b>	<b>Plant Number</b>	<b>Equipment Location</b>
<b>ALAMEDA COUNTY</b> Roberta Cooper Scott Haggerty (Chairperson) Nate Miley Shelia Young	9295	B2758	<b>Avon Refinery</b> 150 Solano Way Martinez, CA 94553
<b>CONTRA COSTA COUNTY</b> Mark DeSaulnier Erling Horn Mark Ross Gayle Uilkema (Secretary)	9295	B2759	<b>Amorco Terminal</b> 1750 Marina Vista Way Martinez, CA 94553

**MARIN COUNTY**  
Harold C. Brown, Jr.

Dear Mr. Haywood:

**NAPA COUNTY**  
Brad Wagenknecht

The requirement for public and EPA review of the proposed reopening of your Major Facility Review Permit has been completed. The District sent the formal notice of reopening pursuant to BAAQMD Regulation 2-6-415 on December 15, 2003.

**SAN FRANCISCO COUNTY**  
Chris Daly  
Jake McGoldrick  
Gavin Newsom

The District invited public comment on the changes to proposed permit and on changes made to the draft permit published on August 12, 2003, as reflected in the final permit issued on December 1, 2003. The notice was published in the Contra Costa Times on March 1, 2004. The final date for comments was March 31, 2004, but was extended to April 14, 2004. The District amended the permit in response to comments and sent the proposed permit to EPA for review on August 25, 2004. EPA commented on the permit on October 8, 2004.

**SAN MATEO COUNTY**  
Jerry Hill  
Marland Townsend  
(Vice-Chairperson)

**SANTA CLARA COUNTY**  
Erin Garner  
Liz Kniss  
Patrick Kwok  
Julia Miller

The District has made some changes in response to the comments received. These changes are discussed in the revised Statement of Basis/Permit Evaluation. Responses to Comments have been prepared for EPA and all members of the public who commented. A formal response to your comments will be transmitted to you within 30 days of this letter. The District has decided to issue the permit.

**SOLANO COUNTY**  
John F. Silva

**SONOMA COUNTY**  
Tim Smith  
Pamela Torliatt

Jack P. Broadbent  
**EXECUTIVE OFFICER/APCO**

EPA in its October 8, 2004, letter identified a number of issues requiring follow-up and, as appropriate, further revision to the permit. The District is committed

to addressing these issues through a cooperative effort with EPA. Among the most important issues are those identified in Attachment 1 to the October 8 letter. The District's first step in addressing the Attachment 1 issues will be a proposed determination to be transmitted to EPA on or before January 6, 2005.

All changes have been listed in the new Revision History, Section X of the permit.

This letter also constitutes notice that the District intends to reopen your Title V permit to address certain issues identified by EPA in attachment 1 of its October 8, 2004, letter to the District, a copy of which has already been provided to you. The District may determine in the interim that certain of the issues identified by EPA are not relevant to your facility.

Enclosed are copies of the final permit, the final evaluation report/statement of basis, dated December 2004, and all responses to comments prepared to date. If you have any questions regarding this permit, please call Pamela Leong, Air Quality Engineer II, at (415) 749-5186.

Sincerely yours,

---

Jack P. Broadbent  
Executive Officer / APCO

PJL:myl

Enclosures: Final permit  
Final statement of basis  
Response to EPA letter of April 14, 2004  
Response to Golden Gate University letter of April 14, 2004  
Response to WSPA letter of April 14, 2004

Cc: Alan Savage, Environmental Manager, Tesoro Refining and Marketing Company

h:\pub\_data\title v permit appls\01 application files\B2758-9\reopen -9295\1.0 working docs\ B2758-9\_IssLtrs2004.doc