

April 12, 2005

J. Michael Rockett  
**Pillsbury Winthrop, LLP**  
50 Fremont Street  
San Francisco, CA 94105

Re: Comments on Reopening of ConocoPhillips' Title V permit, Application 11699

Dear Mr. Rockett:

The requirements for public and EPA review of the following proposed reopening to a Major Facility Review Permit have been completed:

**ALAMEDA COUNTY**  
Roberta Cooper  
Scott Haggerty  
Nate Miley  
Shelia Young

**CONTRA COSTA COUNTY**  
Mark DeSaulnier  
Mark Ross  
(Secretary)  
Michael Shimansky  
Gayle B. Uilkema  
(Vice-Chairperson)

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

**NAPA COUNTY**  
Brad Wagenknecht

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

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

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

**SOLANO COUNTY**  
John F. Silva

**SONOMA COUNTY**  
Tim Smith  
Pamela Torliatt

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

Facility #	Facility Name	Address, City	Type of Operation
A0016	ConocoPhillips – San Francisco Refinery	1380 San Pablo Ave. Rodeo, CA 94572	Petroleum Refinery

The purpose of the reopening was to make throughput conditions for furnaces in BAAQMD Condition 1694, part A.1, federally enforceable and to delete inaccurate citations from 40 CFR 60, Subparts VV and QQQ.

The District sent the formal notice of reopening pursuant to BAAQMD Regulation 2-6-415 on December 16, 2004. The District invited public comment on the proposed changes to the permit and on changes made to the draft permit published February 1, 2005. The notice was published in the Contra Costa Times on February 15, 2004. The final date for comments was March 15, 2005. The District received comments from you on behalf of ConocoPhillips and comments from David Farabee of your firm on behalf of ChevronTexaco, and Valero Refining. No other comments were received.

The comments state that BAAQMD Condition 1694.A.1 (throughput limits for heaters) should not be made federally enforceable. EPA has determined that this condition is federally enforceable and formally objected to the permit that was issued on December 16, 2004, to compel the District to designate these limits as federally enforceable. After considering the analyses provided by EPA in its objection letter and by you in your comment letter, the District has determined that ConocoPhillips has not provided sufficient information to establish that the condition is not federally enforceable as to any specific source.

The District has decided to issue the Major Facility Review Permit. The final permit will be posted on the District's website shortly. If you have any questions regarding this project, please call Steve A Hill, Air Quality Engineering Manager, at (415) 749-4673.

Sincerely,

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Jack P. Broadbent  
Executive Officer/Air Pollution Control Officer

SAH:BFC:myl

Enclosures

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11699\1.0 Working docs\A0016\_1.5\_Issuance.doc