May 5, 2016

Ms. Lori Littrell
Atlantic Richfield Company
150 West Warrenville Road
Naperville, Illinois 60563

RE: Lima Refinery Permit - Intermediate Approval RCRA C - Hazardous Waste Allen ID005051826

Subject: Hazardous Waste Permit Modification - Class 1A Approval

Dear Ms. Littrell:

On March 1, 2016, Ohio EPA received notification for a Class 1A (Class 1 requiring prior approval) hazardous waste permit modification from Lima Refinery dated February 29, 2016. The modification implemented the following change to the permit:

- Reinstates Permit Condition A.1.(c), which shall state as follows:

  For the purpose of this permit, the facility owners are BP Products North America and Lima Refining Company. The owners are not responsible, for acts or omissions concerning new or newly created RCRA responsibilities under the terms of the facility permit that occur on a parcel owned by another facility parcel owner unless the owner meets the definition of an operator for that new or newly created RCRA responsibility. New or newly created responsibilities are those that occur on or after the effective date of this permit.

With this letter, Ohio EPA acknowledges the above referenced Class 1A modification submitted pursuant to Ohio Administrative Code (OAC) Rule 3745-50-51, and accordingly has updated the facility’s permit application and/or permit. The updated application/permit can be retrieved from the Agency’s eDocument Search web site: http://edocpub.epa.ohio.gov/publicportal/edochome.aspx. Please use the “Advanced” search function and search under the document type of “Permit - Intermediate” and then refine the search using the facility’s RCRA ID number (Secondary ID) which is noted in the RE: block above.

If you have any questions concerning this letter, please contact Melissa Boyers of my staff at (419) 373-3066.

Sincerely,

Shannon Nabors
Chief, Northwest District Office

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1 Please note: If the modification application included a claim for confidentiality, Ohio EPA will retain the confidentiality of the document(s) until the Director makes a final determination in accordance with OAC Chapters 3745-49 and 3745-50 as to whether the document(s) constitutes a trade secret and must remain confidential. Ohio EPA will notify you of any determination made as to the confidentiality of the document(s).
A. GENERAL PERMIT CONDITIONS

A.1 Effect of Permit

(a) The Permittee is authorized to conduct post-closure and corrective action activities in accordance with the terms and conditions of this Ohio hazardous waste permit (hereinafter “permit”), ORC Chapter 3734, all applicable Ohio hazardous waste rules, all applicable regulations promulgated under the Resource Conservation and Recovery Act (RCRA), as amended, and the permit application. The renewal of the primary pond unit is for the purpose of accomplishing post-closure activities. This unit is currently inactive and has undergone closure. This unit shall not be reactivated for management of hazardous waste. The permit application, as submitted to Ohio EPA on December 19, 2012 and last updated on March 24, 2014, is hereby incorporated into this permit. In the instance of inconsistent language or discrepancies between the above, the language of the more stringent provision shall govern.

(b) Any management of hazardous waste not authorized by this permit is prohibited, unless otherwise expressly authorized or specifically exempted by law. Issuance of this permit does not convey property rights of any sort or any exclusive privilege; nor does it authorize any injury to persons or property, or invasion of other private rights. Compliance with the terms and conditions of this permit does not obviate Permittee’s obligation to comply with other applicable provisions of law governing protection of public health or the environment including but not limited to the Community Right to Know law under ORC Chapter 3750.

(c) For the purpose of this permit, the facility owners are BP Products North America and Lima Refining Company. The owners are not responsible, for acts or omissions concerning new or newly created RCRA responsibilities under the terms of the facility permit that occur on a parcel owned by another facility parcel owner unless the owner meets the definition of an operator for that new or newly created RCRA responsibility. New or newly created responsibilities are those that occur on or after the effective date of this permit.

A.2 Permit Actions

This permit may be modified or revoked as specified by Ohio law. The filing of a request by the Permittee for a permit modification, or the notification of planned changes or anticipated noncompliance on the part of the Permittee, does not stay any permit term or condition.