

PUBLIC NOTICE

NORTHWEST CLEAN AIR AGENCY

PROPOSAL TO RESCIND REGULATORY ORDER 26

NOTICE IS HEREBY given that the Northwest Clean Air Agency (NWCAA) is proposing to rescind Regulatory Order 26 (RO 26), a voluntary limit on the F-101 Crude Unit process heater while firing fuel oil at:

**Tesoro Refining & Marketing Company LLC
Anacortes Refinery
10200 March Point Road
Anacortes, WA 98221**

Tesoro Refining & Marketing Company LLC (Tesoro) owns and operates the Anacortes Refinery. Tesoro is requesting that the NWCAA rescind RO 26, which provides voluntary nitrogen oxides (NOx) limits while firing fuel oil in F-101 and resolves existing Emission Reduction Credits (ERC). Because combusting fuel oil is no longer possible at the Anacortes Refinery, this RO is no longer necessary. Note that the associated NOx limits were not relied upon to avoid Prevention of Significant Deterioration (PSD) review or any other reason.

The NWCAA is proposing to approve Tesoro's request to rescind RO 26.

Public Review: Interested parties may view the draft documents associated with this decision on the NWCAA's website, <http://nwcleanairwa.gov/public-notices/>. Documents are also available for review Monday through Friday, 8:00 am to 4:30 pm, at the following location:

**Northwest Clean Air Agency
1600 South Second Street
Mount Vernon, WA 98273**

Interested parties may request information, submit written comments, or request a public hearing by contacting Lyn Tober, Chemical Engineer, at the address above or by emailing lynt@nwcleanairwa.gov. If requesting a public hearing, please indicate your interest in writing and include why a hearing is warranted. If NWCAA determines a public hearing is warranted, a new public notice will be posted and the comment period will be extended through the public hearing.

The NWCAA will accept comments until the close of business on June 26, 2023. All persons, including the applicant, must raise all issues and submit all arguments supporting their position by the end of the comment period. NWCAA cannot incorporate any supporting materials by reference unless they are already part of the administrative record in the same proceeding, or are generally available reference material.

Final Determination: NWCAA will send copies of the final determination to all persons who submit comments and have provided a mail or email address. The final determination will also be available for review at the NWCAA office.

Appealing Decisions: Within 30 calendar days following NWCAA's final determination, any person may petition the Washington State Pollution Control Hearings Board (PCHB) to review any condition of that decision (Chapter 371-08 WAC, and Chapter 43.21B RCW). See <https://eluhwa.gov/content/11> for details for the appeal procedures.

For more information regarding the agency's preliminary determination, please call Lyn Tober at 360-419-6765 or e-mail lynt@nwcleanairwa.gov.

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