



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS TX 75202-2733

The Honorable David Pino
Governor
Pueblo of Zia
135 Capitol Square Drive
Zia Pueblo, NM 87053-6013

DEC 16 2015

Re: Notification of Consultation and Coordination regarding the EPA Region 6 Issuance of a Synthetic Minor New Source Review Permit for NuStar Logistics, L.P

Dear Governor Pino:

The U.S. Environmental Protection Agency (EPA) is initiating consultation and coordination with federally-recognized Indian Tribes adjacent to the Pueblo of Santo Domingo regarding the NuStar Logistics, L.P. asphalt and crude oil terminal operation located within the Pueblo of Santo Domingo's boundary in Sandoval County, New Mexico.

This consultation and coordination process will be conducted in accordance with the *EPA Policy on Consultation and Coordination with Indian Tribes* (<http://www2.epa.gov/tribal/epa-policy-consultation-and-coordination-indian-tribes>). The EPA invites you and your designated consultation representative(s) to participate in this process. The EPA's anticipated timeline for the consultation and coordination period is expected to extend from December 18, 2015 through March 4, 2016.

Enclosed is a consultation and coordination plan for this action that includes a description of the action under consultation and the process the EPA intends to follow, including a timeline for the consultation and coordination period and information on how you can provide input on this action. This information is also available on the EPA's Tribal Portal at: <http://www2.epa.gov/tribal>

Should you have any questions this action or would like to request alternative arrangements to the process outlined in the consultation plan, please contact Jeff Robinson at 214-665-7250. I look forward to hearing from you on this important matter, and respectfully ask for a response to this letter by January 29, 2016.

Sincerely,

A handwritten signature in blue ink that reads "Wren Stenger".

Wren Stenger
Director
Multimedia Division

Enclosures

cc: Genevieve McGeisey
Director of Environmental Resources

ENCLOSURES

Tribal Consultation and Coordination Process and Timeline

Step	Date	Event	Contact Information
1	December 18, 2015	Consultation Letter Invite to Adjacent Tribal Nations	Bonnie Braganza EPA Region 6 1445 Ross Ave Dallas TX 75202 Braganza.bonnie@epa.gov 214-665-7340
2	January 29, 2016	Tribal Responses: Yes or No for consultation	
3	February 3, 2016	Public Notice and proposed date of public hearing	
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EXECUTIVE SUMMARY
Nustar Logistics LLP

LOCATION:



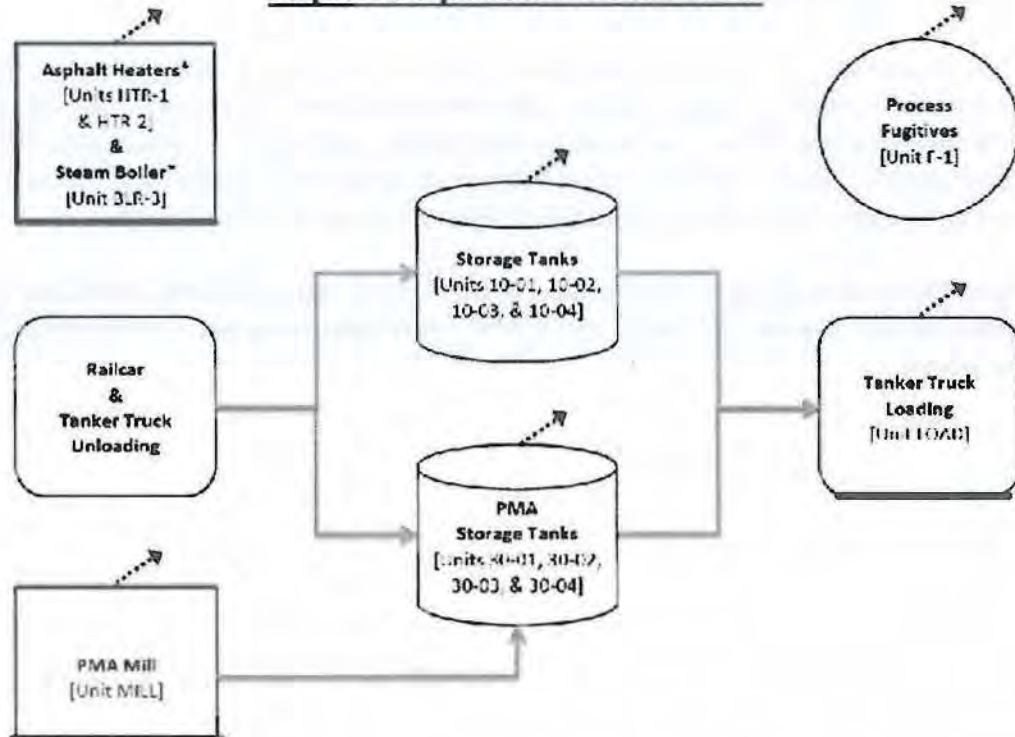
Current Operation

NuStar Logistics, L.P. (NuStar) operates an asphalt loading facility, an asphalt cement plant and a crude transloading facility on Santo Domingo Indian reservation, in Sandoval County, New Mexico. Emission units from this plant include six asphalt tanks, the asphalt loading facility, one gas fired boiler, two gas fired heaters, a polymer mill (PMA) plant, and a crude transloading facility. The PMA plant and asphalt loading facility have been in operation since 2001. NuStar registered the existing facility, including the PMA plant and asphalt loading facility, and its emissions in 2012 in compliance with the Tribal New Source Review (NSR) rule at 40 CFR Part 49 (Tribal NSR Rule). On July 2, 2014, NuStar began operating a crude oil transloading facility.

The operation of the crude loading facility was granted on October 15, 2013 by the Governor of the Santo Domingo Tribe, Felix Tenorio Jr. The crude oil transloading facility project and its emissions were registered with EPA on September 30, 2014, updating the facility-wide registration that included the emissions of the crude transloading facility. A process flow diagram indicating the emission units from the facility. The emissions are primarily VOC from the crude loading operation and VOC fugitive losses from the tanks and asphalt loading operations.

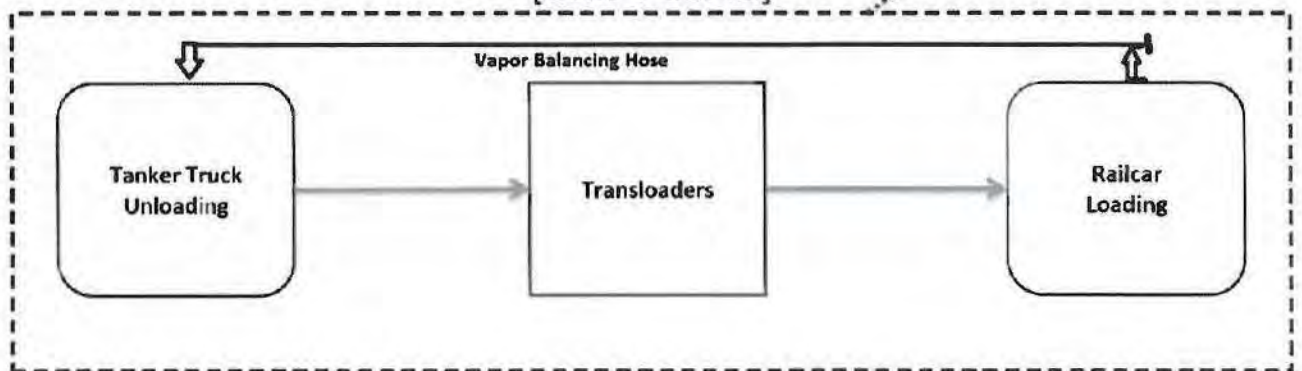
The basic flow process of the operations at the facility is shown below.

Asphalt Operation Overview



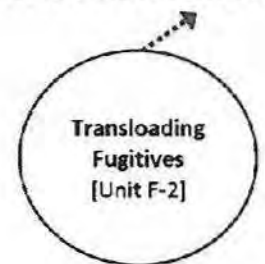
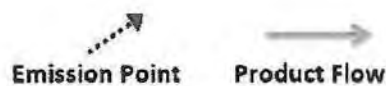
Crude Oil Transloading

[Unit T-LOAD]



⁴ The above process is controlled by vapor balancing [Unit VBAL].

Legend



SUMMARY OF EPA FEDERAL ACTION

On receipt of the Nustar permit application and information, EPA is in the process of drafting a synthetic minor NSR permit for this facility.

Prior to operation of the crude transloading station, the NuStar asphalt facility was a true minor source, and would not need a permit unless modified above the minor NSR thresholds. However with the operation of the crude transloading facility, and upon the issuance of this synthetic minor permit, NuStar will have legally and practically enforceable requirements to reduce VOC emissions below the 100 tpy threshold of major source operating permits.

Since this is an existing operation, the permit restricts any additional emissions from this operation and requires the reduction of VOC emissions using the control methods specified in the permit.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS TX 75202-2733

DEC 16 2015

The Honorable Leroy Arquero
Governor
Pueblo of Cochiti
P.O. Box 700
Cochiti Pueblo, NM 87072

Re: Notification of Consultation and Coordination regarding the EPA Region 6 Issuance of a Synthetic Minor New Source Review Permit for NuStar Logistics, L.P

Dear Governor Arquero:

The U.S. Environmental Protection Agency (EPA) is initiating consultation and coordination with federally-recognized Indian Tribes adjacent to the Pueblo of Santo Domingo regarding the NuStar Logistics, L.P. asphalt and crude oil terminal operation located within the Pueblo of Santo Domingo's boundary in Sandoval County, New Mexico.

This consultation and coordination process will be conducted in accordance with the *EPA Policy on Consultation and Coordination with Indian Tribes*) <http://www2.epa.gov/tribal/epa-policy-consultation-and-coordination-indian-tribes>. The EPA invites you and your designated consultation representative(s) to participate in this process. The EPA's anticipated timeline for the consultation and coordination period is expected to extend from December 18, 2015 through March 4, 2016.

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Sincerely,

Wren Stenger
Director
Multimedia Division

Enclosures

cc: Jacob Pecos
Environmental Director

ENCLOSURES

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EXECUTIVE SUMMARY
Nustar Logistics LLP

LOCATION:



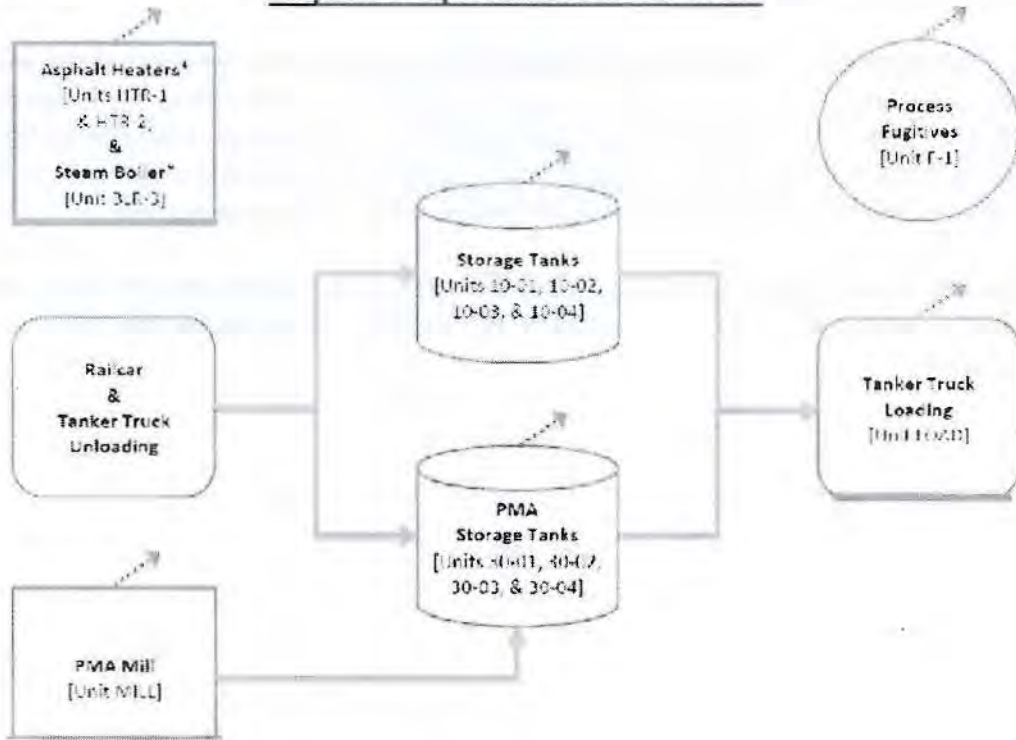
Current Operation

NuStar Logistics, L.P. (NuStar) operates an asphalt loading facility, an asphalt cement plant and a crude transloading facility on Santo Domingo Indian reservation, in Sandoval County, New Mexico. Emission units from this plant include six asphalt tanks, the asphalt loading facility, one gas fired boiler, two gas fired heaters, a polymer mill (PMA) plant, and a crude transloading facility. The PMA plant and asphalt loading facility have been in operation since 2001. NuStar registered the existing facility, including the PMA plant and asphalt loading facility, and its emissions in 2012 in compliance with the Tribal New Source Review (NSR) rule at 40 CFR Part 49 (Tribal NSR Rule). On July 2, 2014, NuStar began operating a crude oil transloading facility.

The operation of the crude loading facility was granted on October 15, 2013 by the Governor of the Santo Domingo Tribe, Felix Tenorio Jr. The crude oil transloading facility project and its emissions were registered with EPA on September 30, 2014, updating the facility-wide registration that included the emissions of the crude transloading facility. A process flow diagram indicating the emission units from the facility. The emissions are primarily VOC from the crude loading operation and VOC fugitive losses from the tanks and asphalt loading operations.

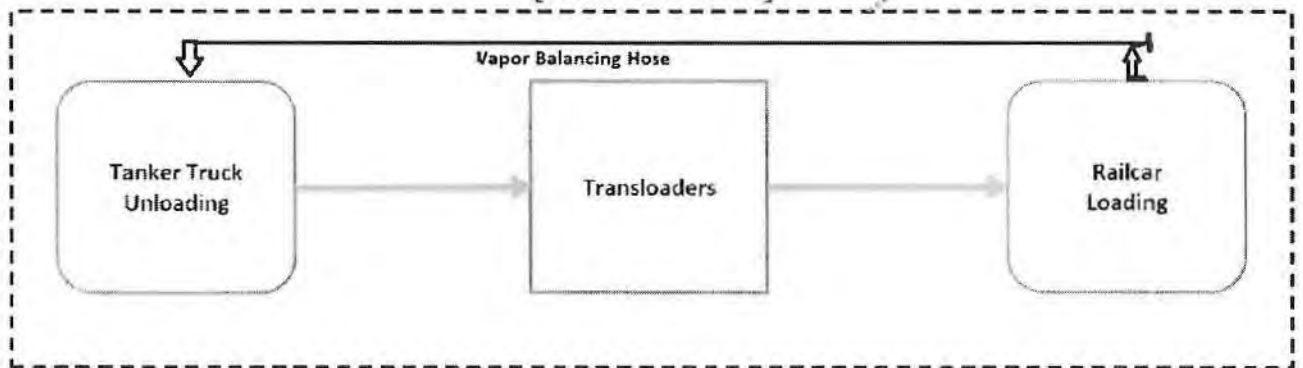
The basic flow process of the operations at the facility is shown below.

Asphalt Operation Overview



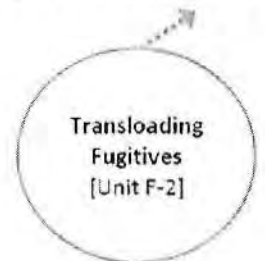
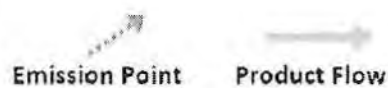
Crude Oil Transloading

[Unit T-LOAD]



* The above process is controlled by vapor balancing [Unit VBAL].

Legend



SUMMARY OF EPA FEDERAL ACTION

On receipt of the Nustar permit application and information, EPA is in the process of drafting a synthetic minor NSR permit for this facility.

Prior to operation of the crude transloading station, the NuStar asphalt facility was a true minor source, and would not need a permit unless modified above the minor NSR thresholds. However with the operation of the crude transloading facility, and upon the issuance of this synthetic minor permit, NuStar will have legally and practically enforceable requirements to reduce VOC emissions below the 100 tpy threshold of major source operating permits.

Since this is an existing operation, the permit restricts any additional emissions from this operation and requires the reduction of VOC emissions using the control methods specified in the permit.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS TX 75202-2733

The Honorable Ron Tenorio
Governor
Pueblo of San Felipe
P.O. Box 4339
San Felipe Pueblo, NM 87001

DEC 16 2015

Re: Notification of Consultation and Coordination regarding the EPA Region 6 Issuance of a Synthetic Minor New Source Review Permit for NuStar Logistics, L.P

Dear Governor Tenorio:

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Sincerely,

Wren Stenger
Director
Multimedia Division

Enclosures

cc: Pinu'u Stout, Environmental Director
Department of Natural Resources

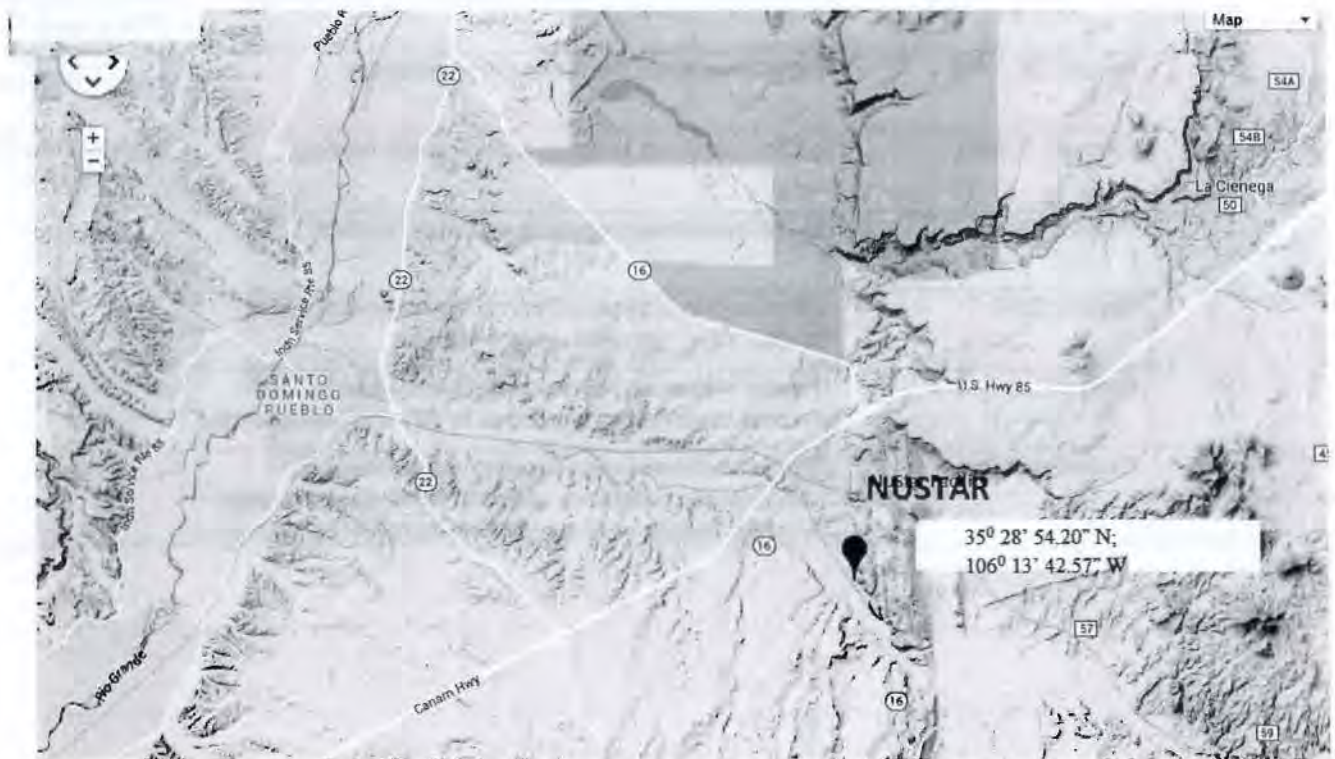
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Nustar Logistics LLP

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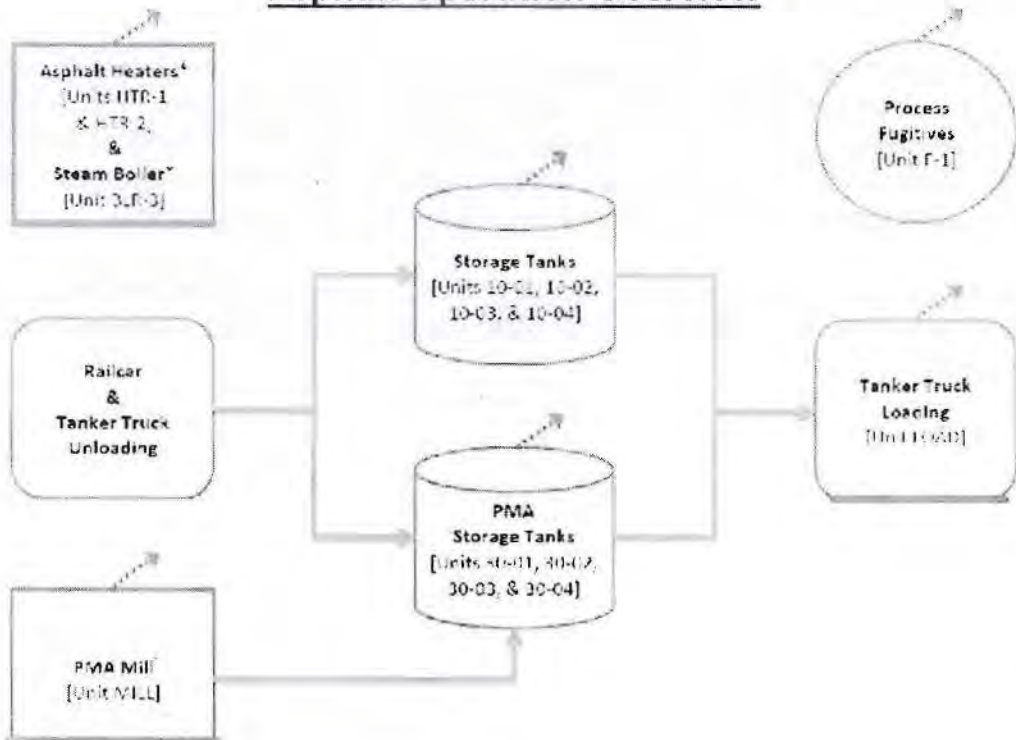
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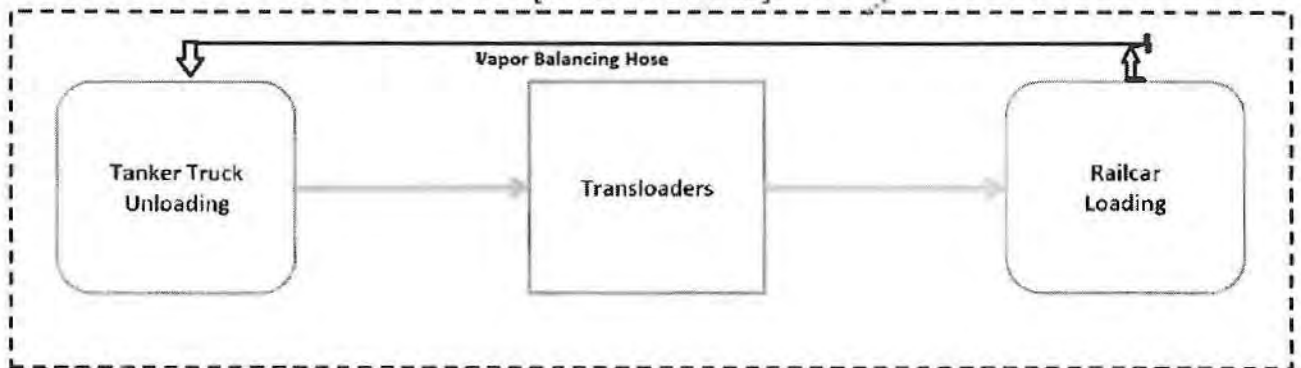
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Asphalt Operation Overview



Crude Oil Transloading

[Unit T-LOAD]

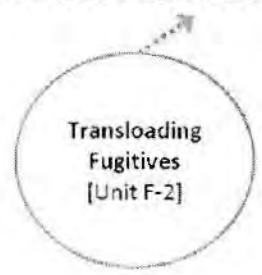


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Legend

Emission Point

Product Flow



SUMMARY OF EPA FEDERAL ACTION

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS TX 75202-2733

The Honorable Lawrence Montoya
Governor
Pueblo of Santa Ana
2 Dove Road
Santa Ana Pueblo, NM 87004

DEC 16 2015

Re: Notification of Consultation and Coordination regarding the EPA Region 6 Issuance of a Synthetic Minor New Source Review Permit for NuStar Logistics, L.P

Dear Governor Montoya:

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Multimedia Division

Enclosures

cc: Alan Hatch
Environmental Director

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Nustar Logistics LLP

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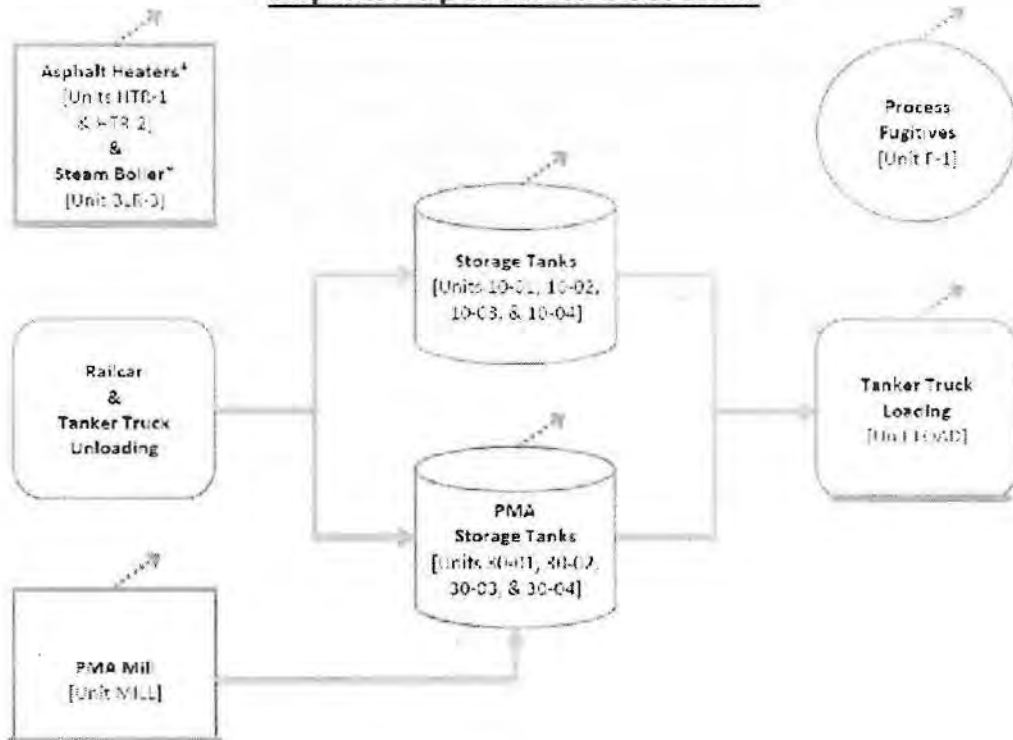
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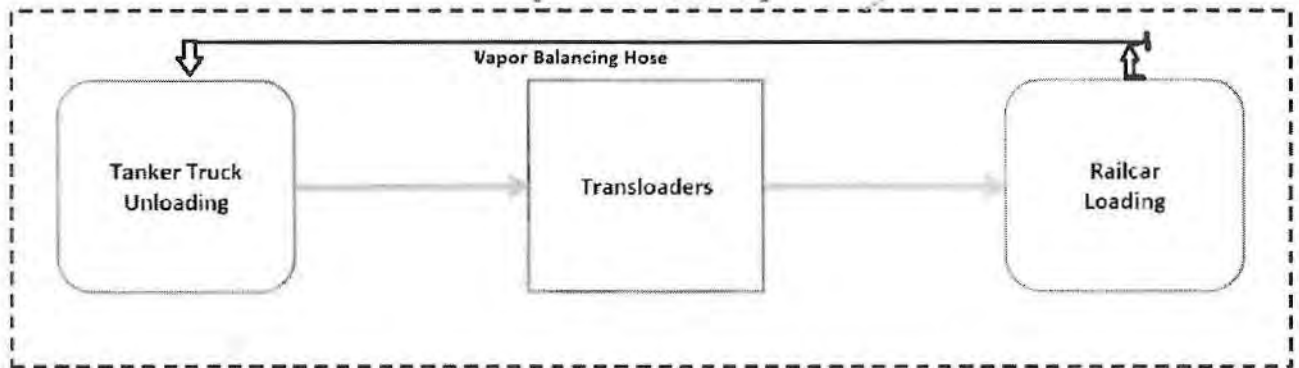
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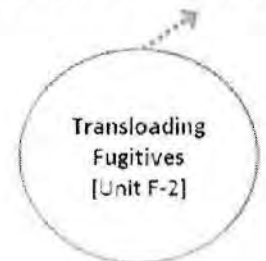
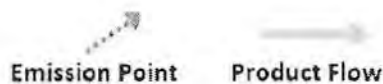
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[Unit T-LOAD]



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