

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY - 24TH FLOOR
NEW YORK, NEW YORK 10007-1866

Public Notice No. 2012-25

Date: July 20, 2012

NOTICE: PREPARATION OF DRAFT NPDES PERMITS

Notice is hereby given that the following parties:

Peñuelas Technology Park, LLC
Firm Delivery
683 State Road No. 337
Peñuelas, Puerto Rico 00624

and

Commonwealth Oil Refining Company, Inc.
Firm Delivery
600 State Road No. 127
Peñuelas, Puerto Rico 00624

have applied to the United States Environmental Protection Agency (EPA) under the provisions of the Clean Water Act, 33 U.S.C. §1251 et seq. (CWA or the Act), for National Pollutant Discharge Elimination System (NPDES) permits to discharge pollutants from the following facilities into waters of the United States:

Peñuelas Technology Park, LLC
State Road 337 Km 1.1
Tallaboa Ward
Peñuelas, Puerto Rico 00624
NPDES No. PR0000418

Commonwealth Oil Refining Company, Inc.
600 State Road No. 127
Peñuelas, Puerto Rico 00624
NPDES No. PR0000345

Peñuelas Technology Park, LLC, the applicant, is engaged in treatment of groundwater and sanitary waters at wastewater treatment plant. The applicant proposes to discharge 234.68 m³/day (0.062 MGD) as a daily maximum flow of wastewater consisting of treated wastewaters from recovery of the groundwater control system at the facility's industrial landfill and the wastewater treatment plant areas and sanitary wastewaters, treated in a wastewater treatment system from outfall serial number 001 to Guayanilla Bay. The receiving water has been classified SC by the Environmental Quality Board (EQB) of Puerto Rico.

The Commonwealth Oil Refining Company, Inc. (CORCO) facility operates a bulk petroleum warehouse leasing facility in Peñuelas, Puerto Rico. Petroleum commodities are brought into the facility through the marine shipping terminal and pipelines from CORCO clients. These commodities are subsequently shipped by CORCO clients through the marine terminal, by tank trucks and by pipelines to CORCO client's facilities. The wastewater treatment processes consist of aeration, equalization, oil/water separation, biological treatment, flocculation, and filtration. The effluent is discharged into the Tallaboa Bay, designated as a class SC waterbody.

This notice is being given to inform the public that the EPA has prepared draft permits for these facilities.

The draft NPDES permits prepared by EPA are based on the respective administrative records. Among other documents, the administrative record required by 40 C.F.R. 124.9 consists of the application, draft NPDES permit, and fact sheet describing the basis for the conditions in the permit. All data submitted by the applicant is available as part of the administrative record.

A copy of the administrative record is on file for PR0000418 at the EPA Region 2 Caribbean Environmental Protection Division Office in City View Plaza II, Suite 7000, #48 RD. 165, Km. 1.2, Guaynabo, Puerto Rico, 00968-8069 and for PR0000345 at the EPA Region 2 New York Office, Room 2128, 290 Broadway, 21st Floor, New York, NY, 10007 and may be inspected and photocopied at a cost of \$0.15 per page at anytime between 8:30 A.M. and 4:00 P.M., Monday through Friday. A copy of the draft permits and fact sheets may be obtained by writing to the above address or by calling (787) 977-5870. The draft permit and fact sheet are also available on the EPA website at the following web address:
<http://www.epa.gov/region02/water/permits.html>.

Interested persons may submit written comments on the draft permit with NPDES number PR0000418 to the Director, Caribbean Environmental Protection Division, at the above address by no later than 45 days from the date of this notice. Interested persons may submit written comments on the draft permit with NPDES number PR0000345 to the Chief, Clean Water Regulatory Branch, USEPA Region 2, 290 Broadway, 24th Floor, New York, NY 10007, by no later than 45 days from the date of this notice.

All persons may provide comments during the public comment period. If the EPA finds that comments timely submitted appear to raise substantial new questions, EPA may reopen the public comment period for that permit.

Any interested persons may request a public hearing on these documents. Any request for a public hearing under 40 C.F.R. §124.11 on EPA's draft permits shall be in writing, state the nature of the issues proposed to be raised in the hearing, and be submitted to the Director, Clean Water Division, 290 Broadway, 25th floor, New York, NY 10007, by no later than 45 days from the date of this notice. EPA's decision on the question of whether to hold a public hearing on the draft NPDES permits, the administration of any hearing and the rights and obligations of participants are governed by regulations at 40 C.F.R. §124.12. If EPA holds a public hearing, the public comment period in this Notice shall automatically be extended to the close of the public

hearing.

If EPA does not hold a public hearing or reopen the comment period, EPA shall consider the issuance of a final permit to the applicant as soon as possible after the date indicated above for the submission of comments. All timely comments, submitted by interested persons in response to this Notice, and statements and other evidence properly submitted at any public hearing held by EPA shall be considered in making the final decision with respect to these permit applications. All comments shall be answered as provided in 40 C.F.R. §124.17.

The applicant and any other person who submits timely written comments or requests notice of final permit decision shall receive notice of EPA's final decision. Within 30 days of service of such notice, any interested person who has submitted timely written comments may file a notice of appeal and petition for review to the Environmental Appeals Board to review any condition of the permit decision. Any person who failed to file comments or failed to participate in the public hearing on the draft permit may petition for review only to the extent of the changes from the draft to the final permit decision. Any such request must meet the requirements of 40 C.F.R. §124.19.

Joan Leary Matthews, Director
Clean Water Division
U.S. Environmental Protection Agency