



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN 28 2004

OFFICE OF
AIR AND RADIATION

Mr. Allen R. Ellet
Air Quality Team Leader
BP Oil Company
Toledo Refinery
P.O. Box 696
Toledo, OH 43697-0696

Re: Petition of BP Products North America, Inc. Toledo Business Unit to Exempt the CO Boiler at the BP Toledo Refinery (ORIS 880030) from Monitoring, Recordkeeping, and Reporting Requirements Under Ohio's NOx Budget Trading Program

Dear Mr. Ellett:

The U.S. Environmental Protection Agency (EPA) has reviewed your April 29, 2004, request to extend the deadline for compliance by the carbon monoxide (CO) boiler at the BP Toledo Refinery (Facility ID (ORISPL) 880030) with the monitoring, recordkeeping, and reporting requirements of the Ohio NOx Budget Trading Program. Based on your request and EPA's original extension of the deadline granted November 25, 2003, EPA approves an additional extension of the deadline for compliance by the CO boiler with such monitoring, recordkeeping and reporting requirements until the earlier of May 1, 2005 (the start of the next ozone season) or the effective date of EPA's approval of the State Implementation Plan (SIP) revision excluding the CO boiler from the Ohio NOx Budget Trading Program.

If, contrary to current expectations, the CO boiler remains subject to the Ohio NOx Budget Trading Program for the 2004 ozone season, substitute data under the Ohio NOx Budget Trading Program and 40 CFR Part 75 will have to be used for any hour of operation during the 2004 ozone season for which certified CEMS data are not available.

EPA's determination in this letter relies on the accuracy and completeness of the information provided by BP Products North America, Inc. in its April 29, 2004 petition, and is appealable under 40 CFR Part 78. If you have any questions about this determination, please contact Mary Shellabarger at (202) 564-9188.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Napolitano".

Sam Napolitano, Director
Clean Air Markets Division

Attachment

**cc: Christopher Jones, OH EPA
Jim Tichich, OH EPA
John Paskevicz, EPA Region 5
Mary Shellabarger, EPA CAMD**