



---

**west virginia department of environmental protection**

---

Division of Air Quality  
601 57<sup>th</sup> Street SE  
Charleston, WV 25304  
Phone 304/926-0475 • FAX: 304/926-0479

Earl Ray Tomblin, Governor  
Randy C. Huffman, Cabinet Secretary  
[www.dep.wv.gov](http://www.dep.wv.gov)

February 22, 2016

Tony Gutta  
HEP Shalewater Solutions, LLC  
37 Grande Meadows Drive, Suite 201  
Bridgeport, WV 26330

Re: Permit Applicability Determination  
HEP Shalewater Solutions, LLC  
Central Station  
Determination No. PD16-017  
Plant ID No. 017-00160

Dear Mr. Gutta,

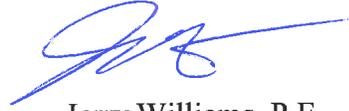
Your Permit Determination Form (PDF) was received by this Division on February 5, 2016 and assigned to the writer for review. Upon initial review of said PDF, it was determined that the PDF as submitted was incomplete. Therefore, no decision can be made based on the following items not being submitted:

1. Truck unloading emission calculations (EPA AP-42 Emission Factors).
2. Process Tanks emission calculations (EPA AP-42 Emission Factors, possible flashing emissions).
3. Storage Tanks emission calculations (EPA AP-42 Emission Factors).
4. Sludge and Wetcake Disposal emission calculations (Material Balance, EPA AP-42 Emission Factors).
5. Bulk Transfer Point emission calculations (EPA AP-42 Emission Factors).
6. Fugitive Dust Haulroad emission calculations (EPA AP-42 Emission Factors).

The PDF contained pages that claim proprietary and confidential information. However, this was not done in accordance with 45CSR31, which establishes the requirements for claiming information submitted to the Director as confidential and the procedures for determinations of confidentiality in accordance with the provisions of W. Va. Code §22-5-10. As stated under Section 3.1 of 45CSR31, since no claim of confidentiality was made at the time of submission and it was not made in accordance with this rule, the Director may make the information available to the public without further notice. Therefore, please evaluate this issue and resubmit if necessary.

Please resubmit another PDF when you have collected all pertinent information before the anticipated installation date. Should you have any questions, please contact the undersigned engineer at (304) 926-0499 ext. 1223.

Sincerely,



Jerry Williams, P.E.  
Engineer

c: Douglas Amos