



San Joaquin Valley

AIR POLLUTION CONTROL DISTRICT

August 2, 2007

Harry Simpson
Crimson Renewable Energy
410 Seventeenth Street, Suite 1010
Denver, CO 80202

RE: Notice of Determination - Mitigated Negative Declaration For Crimson Renewable Energy Biodiesel Manufacturing Facility, ATC # S-6971-1-0 and 2-0; and District Project No. S1064848

Dear Mr. Simpson:

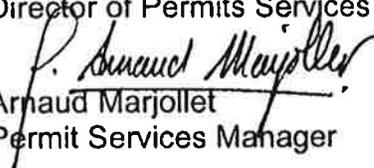
In accordance with Sections 15070 to 15075 of the California Environmental Quality Act (CEQA) Guidelines, the San Joaquin Valley Unified Air Pollution Control District (District) prepared an Initial Study and Proposed Mitigated Negative Declaration for the subject project. These documents were available for public comment from June 8, 2007 to July 5, 2007. No comment letters were received during the comment period.

The District's evaluation of the project concludes that with mitigation, the project's potential environmental impacts will be less than significant. In accordance with CEQA Guidelines, the District has filed a Notice of Determination with the Kern County Clerk's office.

Enclosed are copies of the final Mitigated Negative Declaration and the Notice of Determination. Should you have any questions, please contact Georgia Stewart of Permit Services at (559) 230-5937.

Sincerely,

David Warner
Director of Permits Services


Arnaud Marjollet
Permit Services Manager

DW: gs

Enclosures: Final Mitigated Negative Declaration, & Notice of Determination

Sayed Sadredin
Executive Director/Air Pollution Control Officer

Northern Region
4800 Enterprise Way
Madesto, CA 95356-8718
Tel: (209) 557-6400 FAX: (209) 557-6475

Central Region (Main Office)
1990 E. Gattysburg Avenue
Fresno, CA 93726-0244
Tel: (559) 230-8000 FAX: (559) 230-8061
www.valleyair.org

Southern Region
2700 M Street, Suite 275
Bakersfield, CA 93301-2373
Tel: (661) 326-8900 FAX: (661) 326-6985



San Joaquin Valley

AIR POLLUTION CONTROL DISTRICT

August 2, 2007

County of Kern
Planning Department
2700 M Street, Suite 100
Bakersfield, CA 93301

**Notice of Determination - Mitigated Negative Declaration For
Crimson Renewable Energy Biodiesel Manufacturing
Facility; ATC # S-6971-1-0 and -2-0; Project # S 1064848**

To Whom It May Concern:

In accordance with Sections 15070 to 15075 of the California Environmental Quality Act (CEQA) Guidelines, the San Joaquin Valley Unified Air Pollution Control District (District) prepared an Initial Study and Proposed Mitigated Negative Declaration for the subject project. These documents were available for public comment from June 8, 2007 to July 5, 2007. No comment letters were received during the comment period.

The District's evaluation of the project concludes that with mitigation, the project's potential environmental impacts will be less than significant. In accordance with CEQA Guidelines, the District has filed a Notice of Determination with the Kern County Clerk's office.

Enclosed are copies of the final Mitigated Negative Declaration and the Notice of Determination. Should you have any questions, please contact Georgia Stewart of Permit Services at (559) 230-5937.

Sincerely,

David Warner
Director of Permits Services


Arnaud Marjollet
Permit Services Manager

DW: gs

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Seyed Sadredin

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San Joaquin Valley

AIR POLLUTION CONTROL DISTRICT

August 2, 2007

California Department of Game and Fish
1234 E. Shaw Avenue
Fresno, CA 93710

**Notice of Determination - Mitigated Negative Declaration For Crimson Renewable Energy Biodiesel Manufacturing Facility
ATC # S-6971-1-0 and -2-0; Project # S 1064848**

To Whom It May Concern:

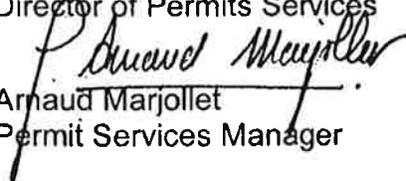
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The District's evaluation of the project concludes that with mitigation, the project's potential environmental impacts will be less than significant. In accordance with CEQA Guidelines, the District has filed a Notice of Determination with the Kern County Clerk's office. Per SCH Memorandum Dated December 19, 2006, a check in the amount of \$1,800 has been provided to the Kern County Clerk's office.

Enclosed are copies of the final Mitigated Negative Declaration and the Notice of Determination. Should you have any questions, please contact Georgia Stewart of Permit Services at (559) 230-5937.

Sincerely,

David Warner
Director of Permits Services


Arnaud Marjollet
Permit Services Manager

DW: gs

Enclosures: Final Mitigated Negative Declaration, & Notice of Determination

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San Joaquin Valley

AIR POLLUTION CONTROL DISTRICT

August 2, 2007

Cal Trans District 6
1352 W Olive Avenue
Fresno, CA 93278

**Notice of Determination - Mitigated Negative Declaration For Crimson Renewable Energy Biodiesel Manufacturing Facility;
ATC # S-6971-1-0 and -2-0; Project # S 1064848**

To Whom It May Concern:

In accordance with Sections 15070 to 15075 of the California Environmental Quality Act (CEQA) Guidelines, the San Joaquin Valley Unified Air Pollution Control District (District) prepared an Initial Study and Proposed Mitigated Negative Declaration for the subject project. These documents were available for public comment from June 8, 2007 to July 5, 2007. No comment letters were received during the comment period.

The District's evaluation of the project concludes that with mitigation, the project's potential environmental impacts will be less than significant. In accordance with CEQA Guidelines, the District has filed a Notice of Determination with the Kern County Clerk's office.

Enclosed are copies of the final Mitigated Negative Declaration and the Notice of Determination. Should you have any questions, please contact Georgia Stewart of Permit Services at (559) 230-5937.

Sincerely,

David Warner
Director of Permits Services


Arnaud Marjollet
Permit Services Manager

DW: gs

Enclosures: Final Mitigated Negative Declaration, & Notice of Determination

Seyed Sadredin
Executive Director/Air Pollution Control Officer

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San Joaquin Valley

AIR POLLUTION CONTROL DISTRICT

August 2, 2007

Jo Anne Kipps
Central Valley Regional Water Quality Control Board
1685 "E" Street
Fresno, CA 93706

**Notice of Determination - Mitigated Negative Declaration For Crimson Renewable Energy Biodiesel Manufacturing Facility;
ATC # S-6971-1-0 and -2-0; Project # S 1064848**

Dear Ms. Kipps:

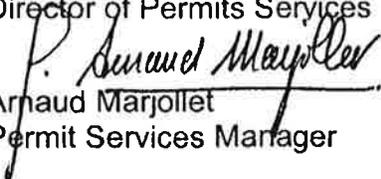
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The District's evaluation of the project concludes that with mitigation, the project's potential environmental impacts will be less than significant. In accordance with CEQA Guidelines, the District has filed a Notice of Determination with the Kern County Clerk's office.

Enclosed are copies of the final Mitigated Negative Declaration and the Notice of Determination. Should you have any questions, please contact Georgia Stewart of Permit Services at (559) 230-5937.

Sincerely,

David Warner
Director of Permits Services


Arnaud Marjollet
Permit Services Manager

DW: gs

Enclosures: *Final Mitigated Negative Declaration, & Notice of Determination*

Sayed Sadredin
Executive Director/Air Pollution Control Officer

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2700 M Street, Suite 275
Bakersfield, CA 93301-2373
Tel: (861) 326-6900 FAX: (861) 326-6985

RECEIVED WITH FEE
RECEIPT # 47726

received

SEP 12 2007

FILED
KERN COUNTY

GS



San Joaquin Valley
AIR POLLUTION CONTROL DISTRICT

Permits Srvc
SJVAPCD

AUG 06 2007

ANN K. BARNETT
AUDITOR CONTROLLER-COUNTY CLERK
BY CA DEPUTY

Notice of Determination

To: County Clerk

From: Public Agency: San Joaquin Valley Unified Air Pollution Control District

County: Kern
Address: 1115 Truxton Ave
Bakersfield, CA

Address: 1990 E. Gettysburg Ave.
Fresno, CA 93726

Contact: Georgia Stewart, AQS
Phone: (559) 230-5937

Lead Agency: San Joaquin Valley Unified Air Pollution Control District

Address: 1990 East Gettysburg Avenue
Fresno, CA 93726-0244

Contact: Georgia Stewart, AQS
Phone: (559) 230-5937

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number: (if submitted to State Clearinghouse): NA

Project Title: Crimson Renewable Energy Biodiesel Manufacturing Facility, Authority to Construct Application No. S-6971-1-0 and -2-0; District Project No. S 1064848

Project Location: 17731 Millux Road, Bakersfield, CA 93311

Description of Project: Crimson Renewable Energy LP (CRE), a division of Crimson Resource Management, is proposing the construction of a 30,000,000-gallon per year biodiesel production operation. The proposed facility will be located within the fence line of the Delta Trading, LP facility, which is located within an M3 Industrial zone. The facility is surrounded on all sides by agriculture. The facility is not located within 1000 feet of a K-12 school. The facility will receive palm olein (the premium fractionation of refined palm oil) and methanol via tanker truck and rail car. The facility may also process soybean oil, and canola oil, tallow (yellow grease) from rendering plants, and used deep fryer oil from area restaurants. Methanol unloading racks, tanks storing methanol, and process equipment will be a source of VOC emissions. Methanol vapors will be vented to an existing vapor control system owned and operated by Delta Trading ICO Crimson Resource Management.

This is to advise that the San Joaquin Valley Unified Air Pollution Control District, acting as a Lead Agency, has approved the above described project on August 1, 2007 and has made the following determinations regarding the above described project:

1. The project will will not] have a significant effect on the environment.
2. A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan was was not] adopted for this project.
5. A statement of Overriding Considerations was was not] adopted for this project.
6. Findings were were not] made pursuant to the provisions of CEQA.

This is to certify that the final Mitigated Negative Declaration, is available to the General Public at: San Joaquin Valley Unified Air Pollution Control Agency - Central Region Office, 1990 E. Gettysburg Street, Fresno, CA

Signature: *Seyed Sadredin* Title: Manager Permit Services Date: August 2, 2007

Seyed Sadredin
Executive Director/Air Pollution Control Officer

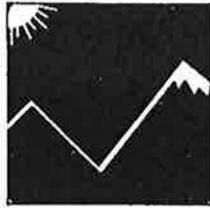
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Tel: (661) 328-6900 FAX: (661) 328-6985

#0748

Notice of Environmental Document
 Posted by County Clerk on 8/7/2007
 and for 30 days thereafter, Pursuant to
 Section 21152(e), Public Resources Code



**San Joaquin Valley
Air Pollution Control District**

**Crimson Renewable Energy Biodiesel
Manufacturing Facility**

District Project Number: S1064848

**California Environmental Quality Act
Proposed Mitigated Negative Declaration
And Initial Study**

June 2007



**SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT GOVERNING
BOARD 2007**

CHAIR: J. STEVEN WORTHLEY
Supervisor, Tulare County

VICE CHAIR: LEROY ORNELLAS
Supervisor, San Joaquin County

MEMBERS:

JON MCQUISTON
Supervisor, Kern County

JUDITH G. CASE
Supervisor, Fresno County

TONY BARBA
Supervisor, Kings County

MICHAEL G. NELSON
Supervisor, Merced County

RONN DOMINICI
Supervisor, Madera County

WILLIAM O'BRIEN
Supervisor, Stanislaus County

RAJI BRAR
Council Member, City of Arvin

HENRY T. PEREA
Council Member, City of Fresno

CHRIS VIERRA
Council Member, City of Ceres

AIR POLLUTION CONTROL OFFICER

SEYED SADREDIN



I. INTRODUCTION

The San Joaquin Valley Unified Air Pollution Control District (District) has received an Authority to Construct (ATC) application from Crimson Renewable Energy LP. The applicant proposes the construction of a 30,000,000-gallon per year biodiesel production operation. The proposed facility will be located within the fence line of the Delta Trading, LP facility, which is located within an M3 Industrial zone.

Kern County has determined that the proposed facility will not require a discretionary permit from the county. The site of the proposed facility is zoned M-3 (Heavy Industrial) and the M-3 District allows refineries by-right. The District is not aware of any other agency with discretionary approval authority for the project thus, the District is serving as the Lead Agency.

II. PROJECT BACKGROUND INFORMATION

1. **Project Title:**
Crimson Renewable Energy Biodiesel Manufacturing Facility
District Project Number: S1064848
2. **Lead Agency Name and Address:**
San Joaquin Valley Unified Air Pollution Control District
1990 E. Gettysburg Avenue
Fresno CA 93726-0244
3. **Contact Person:**
Planning/CEQA: Daniel Barber, Ph.D. Permit Services: Richard Edgehill
(559) 230-5800 (661) 326-6958
4. **Project Location:**
17731 Millux Road
Bakersfield, CA 93311
5. **Project Sponsor's Name and Address:**
Crimson Renewable Energy
410 Seventeenth Street, Suite 1010
Denver, CO 80202
6. **Assessor's Parcel Number:**
295-010-47. 38.48 acres located NW/4 NW/4 Section 2 T32S R26E
7. **General Plan Designation/Zoning:**
The project is located within General Plan Designation 7.3 Heavy Industrial. The zoning for the project location is M-3 PD.



8. Project Description:

Crimson Renewable Energy LP (CRE), a division of Crimson Resource Management, is proposing the construction of a 30,000,000-gallon per year biodiesel production operation. The proposed facility will be located within the fence line of the Delta Trading, LP facility, which is located within an M3 Industrial zone. The facility is surrounded on all sides by agriculture. The facility is not located within 1000 feet of a K-12 school. An attached map identifies the current operational facility (Delta Trading), the proposed new equipment location, and the surrounding land uses.

Kern County has determined that the proposed facility will not require a discretionary permit from the county. The site of the proposed facility is zoned M-3 (Heavy Industrial) and the M-3 District allows refineries by-right. The District is not aware of any other agency with discretionary approval authority for the project thus, the District is serving as the Lead Agency.

The facility will receive palm olein (the premium fractionation of refined palm oil) and methanol via tanker truck and rail car. The facility may also process soybean oil, and canola oil, tallow (yellow grease) from rendering plants, and used deep fryer oil from area restaurants. Methanol unloading racks, tanks storing methanol, and process equipment will be a source of VOC emissions. Methanol vapors will be vented to an existing vapor control system owned and operated by Delta Trading ICO Crimson Resource Management (S-1388-12). Installation of the new equipment will trigger BACT. However, offsets and public notice are not required.

Pre-Project Stationary Source Potential to Emit (SSPE1)

Pursuant to Section 4.9 of District Rule 2201, the Pre-Project Stationary Source Potential to Emit (SSPE1) is the Potential to Emit (PE) from all units with valid Authorities to Construct (ATC) or Permits to Operate (PTO) at the Stationary Source and the quantity of emission reduction credits (ERC) which have been banked since September 19, 1991 for Actual Emissions Reductions that have occurred at the source, and which have not been used on-site.

Since this is a new facility, there are no valid ATCs, PTOs, or ERCs at the Stationary Source; therefore, the SSPE1 will be equal to zero.

Post Project Stationary Source Potential to Emit (SSPE2)

Pursuant to Section 4.10 of District Rule 2201, the Post Project Stationary Source Potential to Emit (SSPE2) is the Potential to Emit (PE) from all units with valid Authorities to Construct (ATC) or Permits to Operate (PTO) at the Stationary Source and the quantity of emission reduction credits (ERC) which have been banked since September 19, 1991 for Actual Emissions Reductions that have occurred at the source, and which have not been used on-site.



Post Project Stationary Source Potential to Emit [SSPE2] (lb/year)					
Permit Unit/ERC	NO _x	SO _x	PM ₁₀	CO	VOC
S-6971-1	0	0	0	0	2460
S-6971-2	0	0	0	0	6826
Post Project SSPE (SSPE _{2total})	0	0	0	0	9,286

Major Source Determination

Pursuant to Section 3.24 of District Rule 2201, a Major Source is a stationary source with post-project emissions or a Post Project Stationary Source Potential to Emit (SSPE2), equal to or exceeding one or more of the following threshold values. However, Section 3.24.2 states, "for the purposes of determining major source status, the SSPE2 shall not include the quantity of emission reduction credits (ERC) which have been banked since September 19, 1991 for Actual Emissions Reductions that have occurred at the source, and which have not been used on-site."

Major Source Determination (lb/year)					
	NO _x	SO _x	PM ₁₀	CO	VOC
Pre-Project SSPE (SSPE1)	0	0	0	0	0
Post Project SSPE (SSPE2)	0	0	0	0	9,286
Major Source Threshold	50,000	140,000	140,000	200,000	50,000
Major Source?	No	No	No	No	No

As seen in the table above, the facility is not an existing Major Source and also is not becoming a Major Source as a result of this project.

9. Applicable Rules

- Rule 2020 Exemptions (9/21/06)
- Rule 2201 New and Modified Stationary Source Review (9/21/06)
 - Rule 4001 New Source Performance Standards (4/14/99) – Subparts Kb, VV, NNN, RRR
- Rule 4101 Visible Emissions (11/15/01)
- Rule 4102 Nuisance (12/17/92)
- Rule 4307 Boilers, Steam Generators and Process Heaters – 2.0 MMBtu/hr to 5.0 MMBtu/hr (4/20/06)
- Rule 4308 Boilers, Steam Generators and Process Heaters – 0.075 MMBtu/hr to 2.0 MMBtu/hr (10/20/05)
- Rule 4455 Components at Petroleum Refineries, Gas Liquids Processing Facilities, and Chemical Plants (4/20/05)
- Rule 4623 Storage of Organic Liquids (5/19/05)
- CH&SC 41700 Health Risk Assessment



CH&SC 42301.6 School Notice

10. Mitigation Measures:

Per District Authority to Construct Application No: S-6971-1-0 and S-6971-2-0, incorporated herein by reference, mitigation measures and monitoring and reporting requirements have been made conditions of project approval. The District concludes that the potential impact on air quality will be reduced to less than significant through compliance with District Rule 2201 (New Source Review) and implementation of required mitigation measures.



B. POTENTIAL ENVIRONMENTAL IMPACT

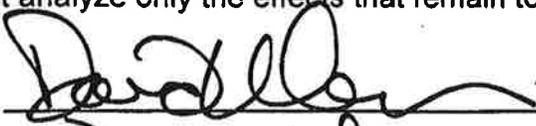
The environmental factors checked below would be potentially affected by the proposed project, involving at least one impact that is a "Potentially Significant Impact" or "Potentially Significant Unless Mitigated", as indicated by the checklist on the following pages.

- | | | |
|--|---|---|
| <input type="checkbox"/> Aesthetics | <input type="checkbox"/> Agriculture Resources | <input checked="" type="checkbox"/> Air Quality |
| <input type="checkbox"/> Biological Resources | <input type="checkbox"/> Cultural Resources | <input type="checkbox"/> Geology/Soils |
| <input type="checkbox"/> Hazards & Hazardous Materials | <input type="checkbox"/> Hydrology/Water Quality | <input type="checkbox"/> Land Use/Planning |
| <input type="checkbox"/> Mineral Resources | <input type="checkbox"/> Noise | <input type="checkbox"/> Population/Housing |
| <input type="checkbox"/> Public Services | <input type="checkbox"/> Recreation | <input type="checkbox"/> Transportation/Traffic |
| <input type="checkbox"/> Utilities/Service Systems | <input type="checkbox"/> Mandatory Findings of Significance | |

DETERMINATION

I certify that this project was independently reviewed and analyzed and that this document reflects the independent judgment of the District.

- I find that the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because the mitigation measures described on an attached sheet have been added to the project. A MITIGATED NEGATIVE DECLARATION has been prepared.
- I find that the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.
- I find that the proposed project MAY have a significant effect(s) on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets, if the effect is a "potentially significant impact" or "potentially significant unless mitigated." An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.

Signature:  Date: 6/5/07

Printed name: David Warner

Title: Director of Permit Services

DB



San Joaquin Valley Unified Air Pollution Control District
Initial Study and Proposed mitigated Negative Declaration
Crimson Renewable Energy Biodiesel Manufacturing Facility, Bakersfield, CA

June 6, 2007
FILED
KERN COUNTY

Received

JUL 13 2007

PUBLIC NOTICE OF AVAILABILITY

JUN 08 2007

Permits Srvc
SJVAPCD

ANN K. BARNETT
AUDITOR CONTROLLER COUNTY CLERK
BY BM DEPUTY

INITIAL STUDY and PROPOSED MITIGATED NEGATIVE DECLARATION

Date: June 5, 2007

Project Title: Crimson Renewable Energy Biodiesel Manufacturing Facility
District Project No. S1064848

Applicant: Crimson Renewable Energy LP

Project Location: 17731 Millux Road, Bakersfield, CA 93311

Public Review Period: Begins: June 8, 2007 **Ends:** July 5, 2007

Anyone interested in this matter is invited to comment on the document by written response on or before 5:00 P.M July 5, 2007.

Description of Project: Crimson Renewable Energy LP (CRE), a division of Crimson Resource Management, is proposing the construction of a 30,000,000-gallon per year biodiesel production operation. The proposed facility will be located within the fence line of the Delta Trading, LP facility, which is located within an M3 Industrial zone. The facility is surrounded on all sides by agriculture. The facility is not located within 1000 feet of a K-12 school. The facility will receive palm olein (the premium fractionation of refined palm oil) and methanol via tanker truck and rail car. The facility may also process soybean oil, and canola oil, tallow (yellow grease) from rendering plants, and used deep fryer oil from area restaurants. Methanol unloading racks, tanks storing methanol, and process equipment will be a source of VOC emissions. Methanol vapors will be vented to an existing vapor control system owned and operated by Delta Trading ICO Crimson Resource Management.

Per District Authority to Construct Application No: S-6971-1-0 and S-6971-2-0, mitigation measures and monitoring and reporting requirements have been made conditions of project approval. The District concludes that the potential impact on air quality will be reduced to less than significant through compliance with District Rule 2201 (New Source Review) and implementation of required mitigation measures. No other potential adverse environmental impacts were identified.

Kern County has determined that the proposed facility will not require a discretionary permit from the county. The site of the proposed facility is zoned M-3 (Heavy Industrial) and the M-3 District allows refineries by-right. The District is not aware of any other agency with discretionary approval authority for the project thus, the District is serving as the Lead Agency.

Lead Agency: San Joaquin Valley Unified Air Pollution Control District

Lead Agency Contact Person: Daniel Barber, Ph.D., Supervising Air Quality Specialist (559) 230-5840

Addresses where document may be obtained:

Electronic copies: District website at: www.valleyair.org/notices/public_notices_idx.htm

Paper copies: San Joaquin Valley Unified Air Pollution Control District, 1990 East Gettysburg Avenue,
Fresno, CA 93726-0244

#0568

Notice of Environmental Document
Posted by County Clerk on 06/11/07
and for 30 days thereafter, Pursuant to
Section 21152(C), Public Resources Code