

**NOTICE OF APPLICATION
FOR
AIR QUALITY CONSTRUCTION PERMIT**

The South Dakota Department of Environment and Natural Resources (DENR) received and reviewed the application for an air quality construction permit for the following applicant:

APPLICANT NAME: Magellan Pipeline Company, L.P.

FACILITY LOCATION: Rapid City, South Dakota

The air quality construction permit will allow the construction and operation of the following processes and units:

1. Unit #9 – Tank 24-1 – 1962 ground external floating roof storage tank;
2. Unit #10 – Tank 24-2 – 1962 ground external floating roof storage tank; and
3. Unit #12 – Tank 33-1 – 1962 ground external floating roof storage tank.

A review of the application indicates Magellan Pipeline Company, L.P can construct and operate gauge- poles for the storage tanks in compliance with South Dakota’s Air Pollution Control rules and the federal Clean Air Act. DENR, therefore, recommends the Board of Minerals and Environment issue an air quality construction permit to Magellan Pipeline Company, L.P. with conditions to ensure compliance with South Dakota Codified Laws (SDCL) 34A-1 and the federal Clean Air Act.

In accordance with the Administrative Rules of South Dakota (ARSD) 74:36:20:11, any person desiring to comment on DENR’s draft permit conditions must submit written comments to the address below by close of business on the thirtieth day of this public notice. Comments may be directed to the following mailing address: April Soukup; PMB 2020; Department of Environment and Natural Resources; 523 East Capitol; Pierre, South Dakota 57501. DENR will consider and address all comments submitted and issue a final permit decision pursuant to ARSD 74:36:20:13. DENR will notify the applicant and each person that requested notice or submitted written comments of DENR’s final permit decision, including notification of any changes to the permit based on the comments.

Any person desiring to contest the issuance of this permit and have a contested case hearing must file a petition, which complies with ARSD 74:09:01:01. This petition must be filed either by close of business on the thirtieth day of this public notice or, if that person submits comments on DENR’s draft permit pursuant to the paragraph above, within thirty days of receiving notice of DENR’s final permit decision. Upon receipt of a petition, DENR will schedule this matter for a contested case hearing before the Board of Minerals and Environment.

If no comments or objections are received by close of business on the thirtieth day of this public notice, the draft permit becomes the final permit decision and the permit will be issued.

Copies of DENR's draft permit conditions and other information may be obtained from April Soukup, Engineer I, at the above address or telephone at (605) 773-3151 or from DENR's website at:

<http://denr.sd.gov/public/>

A handwritten signature in black ink, appearing to read 'S. Pirner', with a horizontal line extending to the right.

Steven M. Pirner, Secretary
Department of Environment and Natural Resources

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