

ExxonMobil Fuels & Lubricants Company

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Ms. Ann Kron
Montana Department of Environmental Quality
Permitting & Compliance Division
Waste & Underground Tank Management Bureau
PO Box 200901
Helena, MT 59601-0901

RE: MTHWP-17-01 Proposed Modifications

Dear Ms. Kron:

The Exxon Mobil Corporation's Billings Refinery (Refinery) is requesting a Class 2 permit modification to Montana Hazardous Waste Permit MTHWP-17-01 and is hereby submitting a proposed modification in red-line and responses to appropriate sections of 40 CFR 270. The permit revision is proposed to facilitate a business operations necessity. There will be changes to the New East Land Treatment Unit (NELTU) and Old East Land Treatment Unit (OELTU) as a result of a new railroad development project (the Rails Project).

The Rails Project will include construction of railroad tracks over an approximately 35-acre area east of the Refinery. A Preliminary Concept drawing is attached. This area includes a rail track installation across the OELTU and NELTU areas. This rail track will be used to allow the Refinery to store rail cars to improve efficient handling of rail cars for loading and unloading at existing facilities.

In order to accommodate changes in surface elevation needed for track installation, the OELTU will be excavated and most or all of its material placed in the NELTU. Construction on the railroad development project is planned to begin in the second quarter of 2021. The Work Plan, Attachment A, provides further detail.

A review of 40 CFR § 270.42 - Permit Modification at the Request of the Permittee, and Appendix I – Classification of Permit Modification, indicates that the Rails Project permit modification qualifies as a Class 2 modification. Specifically, a comparison of the applicable subsections of Appendix I with the Work Plan outlined below shows that anticipated work falls within the limits of a Class 2 modification. In addition, a class 2 modification is appropriate given the low risk to human health and the environment associated with this project:


- In its response dated January 11, 2021 (enclosed), to the Refinery's Contained-In Determination Request, the DEQ determined that soil at the OELTU has been adequately characterized and does not exhibit a characteristic of hazardous waste. As outlined in the enclosed Work Plan, non-hazardous excavated material from the OELTU will be placed in the NELTU and will be also be capped.
- See Attachment B for a summary of sampling related to the NELTU. BTZ sampling shows no risk to human health and the environment.
- Permit required groundwater sampling, through closure and post closure periods, for both land treatment units has demonstrated there has been no migration of hazardous constituents from the land treatment units to groundwater.

- The requested modification will not substantially alter post closure care. Sampling will continue, per the permit, and the Work Plan will ensure permit requirements and protections are continued.
- The system of storm water run on/run off control will not be modified. Berms will continue to be used to control storm water run on and run off.

ExxonMobil continues to experience COVID-19-related impacts due to the reduced number of onsite personnel while still intending to meet regulatory obligations. ExxonMobil has taken steps that are protective of human health and to limit exposure to COVID-19 virus; however, they limit physical access to responsible officials for signatures as well as restrict personnel from traveling to public spaces (i.e., post office). As such, ExxonMobil will continue to use electronic signatures as much as possible and use electronic submittal methods (e.g., CEDRI/CDX, agency email addresses) for regulatory reports to maximum extent possible and will mail any applicable hard copy records when reasonably practicable

If you have any questions about this application please contact James Forsyth at (406) 545-1159.

I certify under penalty of law that this document and all attachments are prepared under my direction or supervision according to a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations.

DocuSigned by:

93B21320B0614CF...
Chris Jessup
Refinery Manager

Signed: January 18, 2021

Enclosures:

- Attachment A – Work Plan
- Attachment B – Typical Rail Track Detail
- Attachment C – ELTU Data Summary
- Conceptual Rails Project Map
- Red-Lined Permit MTHWP-17-01
- Response to 40 CFR 270 Sections
- Maps
- MT DEQ Contained-in Determination Request

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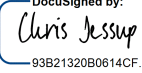
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