

Public Hearing

Proposed Renewal of Title V Major Source Operating Permit

Plains Marketing, L.P. – Mobile Terminal

February 25, 2021

6:30 p.m.

Chickasaw High School

50 Chieftain Way

Chickasaw, Alabama 36611

1 [Shawn Sibley, Hearing Officer]

2 Good evening and welcome to the public hearing on behalf of the Alabama Department of  
3 Environmental Management.

4 My name is **Shawn Sibley**. I am the designated Hearing Officer for these proceedings. The  
5 role of the Hearing Officer is limited to ensuring an orderly hearing so that an accurate record of  
6 this hearing may be developed for the Department's evaluation. I do not make any decisions  
7 regarding these proposed permit actions.

8 On behalf of the Department, we appreciate your participation in tonight's hearing for the  
9 proposed renewal of Title V Major Source Operating Permit No. 503-3013 for Plains Marketing,  
10 L.P. – Mobile Terminal, located at 1821 Hess Road, Mobile, Alabama, 36610. The Department  
11 would also like to thank the Chickasaw High School Principal, Arnold Cox, Sr., for allowing us to  
12 use the facility for the hearing.

13 The purpose of this hearing is to provide the public with an opportunity to present oral  
14 testimony on the proposed permit renewal.

15 In addition to oral testimony, the Department will also consider all written comments  
16 submitted before the close of the public comment period. The Department has requested your  
17 comments, and we appreciate you taking the time to make them known to us.

18 On **January \_\_\_\_\_**, 2021, notice of the date, time, place, and purpose of this hearing was  
19 posted on the Department's website. In addition, the Department sent notice of this hearing by  
20 email to individuals and organizations who had previously request advance notice of permit  
21 proceedings. A copy of the notice and the email distribution list will be entered into the record of  
22 these proceedings.

23 Copies of the public notice, permit application, and draft permit have been made available  
24 for inspection by the public at the office of the Department at 1400 Coliseum Boulevard in  
25 Montgomery, as well as the Department's website.

26 The hearing is open to the public and anyone wishing to present oral testimony or submit  
27 a written statement may do so. All testimony and written comments should be as factual as possible  
28 and should address the subject of this hearing. Lengthy statements or those containing considerable

29 technical or other complex data should be submitted in writing. Summaries of such statements may  
30 be presented orally.

31 This hearing is an opportunity for members of the public to offer comments to help ensure  
32 that all relevant factors are considered before a final permit decision is made. Please be advised  
33 that the Department is limited in the factors it can consider when making a permitting decision and  
34 must base the determinations only on whether the permit applicant has satisfied those requirements  
35 of applicable environmental statutes and regulations granted to ADEM by the Legislature.

36 Persons giving testimony may be questioned by the Hearing Officer or other Department  
37 staff to clarify points and to develop a better understanding of what is being presented.

38 This proceeding tonight is not an open forum as in a question-and-answer session. This  
39 hearing is an opportunity for you to submit comments that you wish the Department to consider in  
40 the final review of the permit application. However, you may pose a comment in the form of a  
41 question which will be complied and addressed by the Department in its complete response to  
42 comments.

43 In addition to oral testimony, written comments may be submitted on the proposed permit  
44 renewal. You do not have to make an oral statement tonight in order to have your written comments  
45 considered by the Department.

46 Written statements may be submitted to the Hearing Officer tonight or delivered to the  
47 Department in Montgomery, as directed in the public notice for this hearing. All written statements  
48 previously submitted and those received by the Department before the end of the public comment  
49 period will be included in the hearing record.

50 It is important to note that written comments submitted through postal or electronic mail  
51 are given the same consideration as those that are presented in person at this hearing. All oral and  
52 written testimony will be included in the hearing record.

53 After giving full consideration to the hearing record, the Department will make its final  
54 decision on the proposed permit action and develop responses to comments for the proposed  
55 permit. The hearing record, final permit determination, and responses to comments will be posted  
56 to the Department's eFile System.

57 This hearing is being captured by a court reporter to develop a transcript of this hearing for  
58 review by the Department. In addition, the entire proceeding is being recorded on video to be  
59 posted on the Department's YouTube channel to make it accessible to the public. Please be aware  
60 that the Department has positioned the video camera to minimize the chance of members of the  
61 public from appearing on camera while they are presenting their testimony.

62 Now let us move on to the purpose of this hearing, the receipt of public comments. The  
63 order of appearance of persons giving testimony will be as follows: First, a representative of the  
64 Department's Air Division; then, any elected officials or their representative who have registered  
65 to speak. All remaining members of the public will be heard in the order in which they registered  
66 during the preregistration offered online or by phone and then those that registered on-site at this  
67 hearing.

68 I will now recognize Ms. Rachel Kilpatrick to present a statement on behalf of the  
69 Department's Air Division.

70 **[After Ms. Kilpatrick speaks:]**

71 I will now recognize \_\_\_\_\_ to present a statement on behalf of UOP,  
72 LLC.

73 **[After \_\_\_\_\_ speaks:]**

74 **[If elected officials have registered to speak]**

75 We will now proceed to the receipt of public comments from elected officials. First, I  
76 recognize [Title and Full Name of Official].

77 **[After elected official enters]**

78 Please step up to the microphone and clearly restate your name and the office that you hold.  
79 Please speak clearly into the microphone to ensure an accurate record of your testimony can be  
80 recorded.

81 **[After all elected officials have spoken]**

82 We will now proceed to the receipt of comments from members of the public. As indicated  
83 in the public notice for this hearing, oral testimony for each registered speaker is limited to seven

84 minutes. If anyone has prepared a statement that cannot be presented in a seven minute time frame,  
85 please use your time for oral testimony to summarize your comments and submit your full  
86 statement to the Department in writing for placement in the record.

87 First, I recognize [**Name of Registered Speaker**].

88 [**After registered speaker enters**]

89 Please step up to the microphone and clearly restate your name and the name of any interest  
90 or organization that you represent. Please speak clearly into the microphone to ensure an accurate  
91 record of your testimony can be recorded. Please also remember that this not a question and answer  
92 session.

93 [**After all registered speakers have spoken**]

94 Since there are no more registered speakers, please be advised that unless otherwise  
95 notified, the public comment period will end at 5:00 p.m. on March 4, 2021. All comments must  
96 be received at the office of the Department in Montgomery by that time.

97 After consideration of all oral and written comments, the Department will make its  
98 determination regarding the proposed permit renewal and prepare responses to all relevant  
99 comments received.

100 Thank you for your participation this evening. This hearing is adjourned.