



# **Minnesota Pollution Control Agency**

STATE OF MINNESOTA

## **Minnesota Pollution Control Agency**

INDUSTRIAL DIVISION

PUBLIC NOTICE OF INTENT TO REISSUE  
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)/  
STATE DISPOSAL SYSTEM (SDS) PERMIT MN0045896

Public Comment Period Begins: May 25, 2012  
Public Comment Period Ends: June 25, 2012

Current Permit Issued: April 10, 2007  
Current Permit Expiration Date: March 31, 2012

**Name and Address of Permittee:**

Magellan Midstream Partners LP  
PO Box 22186 MD 27-3  
Tulsa, OK 74121-2186

**Facility Name and Location:**

Magellan Minneapolis Terminal  
2451 W County Road C  
Roseville, Ramsey County, Minnesota

**Receiving Water:** Unnamed Wetland [62-0202-00]

**Description of Permitted Facility**

The major activity at the Magellan Pipeline Company's Minneapolis Complex is the loading and unloading of transport trucks and trains with refined petroleum products and ethanol for storage and distribution. The facility stores petroleum products, ethanol, and fuel additives in approximately 37 aboveground storage tanks (AST) of various sizes located at the site.

The waste streams authorized for discharge by this permit consists of: small spills and drippings collecting in loading racks that can become commingled with precipitation (petroleum contact water), lab drain wastes, tank condensate water, water used to test the structural integrity of new and existing tanks and pipelines (hydrotest waters), stormwater discharges to the stormwater drainage channel and stormwater discharges to the secondary containment pond.

Petroleum contact stormwater, lab drain wastes and tank condensate water are collected and stored in Tank 271. Tank contents are routed through an oil/water prior to discharge to the stormwater drainage channel. Hydrotest discharges may occur anywhere within the terminal property, depending on the location of the asset being tested. Hydrotest discharges are directed to on-site soils to maximize infiltration and evaporation. Hydrotest discharges are observed and controlled to ensure that the discharge velocity does not result in scouring, erosion or sediment transport.

The potential for stormwater contamination at the site comes for four possible sources: rainfall inside secondary containment basins, rainfall outside secondary containment basins, rainfall within the ethanol truck unloading area, and rainfall within the rail (ethanol loading and unloading) area. Stormwater from loading and unloading areas are routed through an oil/water separator before discharge to the secondary containment pond (SD 003). Discharges from the secondary containment pond to the stormwater drainage channel (SD 002) are manually controlled.

The stormwater drainage channel follows the area storm sewer drainageway along the railroad right-of-way to an unnamed wetland. Effluent limitations are based on the infrequent nature of the discharge, the use of best available technology economically achievable to reduce pollutant levels in point source discharges and the protection of receiving water with a fishable/swimmable beneficial use.

The location of the Facility is shown on the attached map.

### **Preliminary Determination on the Draft Permit**

The Minnesota Pollution Control Agency (MPCA) Commissioner has made a preliminary determination to reissue this NPDES/SDS permit for a term of approximately five years.

A draft permit is available for review at the MPCA office at the St. Paul address listed below and on-line at <http://www.pca.state.mn.us/news/data/index.cfm?PN=1>.

A copy of the draft permit will be mailed to you if the MPCA receives your written or oral request at this office. If you have questions about this draft permit or the Commissioner's preliminary determination, please contact Deborah Idzorek at 651-757-2704.

### **Written Comments**

You may submit written comments on the conditions of the draft permit or on the Commissioner's preliminary determination.

Written comments must include the following:

1. A statement of your interest in the permit application or the draft permit.
2. A statement of the action you wish the MPCA to take, including specific references to sections of the draft permit that you believe should be changed.
3. The reasons supporting your position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of your position.

### **Petition for Public Informational Meeting**

You also may request that the MPCA Commissioner hold a public informational meeting. A public informational meeting is an informal meeting that the MPCA may hold to solicit public comment and statements on matters before the MPCA, and to help clarify and resolve issues.

A petition requesting a public informational meeting must include the following information:

1. A statement identifying the matter of concern.
2. The information required under items 1 through 3 of "Written Comments," identified above.
3. A statement of the reasons the MPCA should hold a public informational meeting.
4. The issues that you would like the MPCA to address at the public informational meeting.

### **Petition for Contested Case Hearing**

You also may submit a petition for a contested case hearing. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with Minn. R. 7000.1900, the MPCA will grant a petition to hold a contested case hearing if it finds that: (1) there is a material issue of fact in dispute concerning the application or draft permit; (2) the MPCA has the jurisdiction to make a determination on the disputed material issue of fact; and (3) there is a reasonable basis underlying the disputed material issue of fact or facts such that the holding of the contested case hearing would allow the introduction of information that would aid the MPCA in resolving the disputed facts in making a final decision on the draft permit. A material issue of fact means a fact question, as distinguished from a policy question, whose resolution could have a direct bearing on a final MPCA decision.

A petition for a contested case hearing must include the following information:

1. A statement of reasons or proposed findings supporting the MPCA decision to hold a contested case hearing according to the criteria in Minn. R. 7000.1900, as discussed above.
2. A statement of the issues proposed to be addressed by a contested case hearing and the specific relief requested or resolution of the matter.

In addition and to the extent known, a petition for a contested case hearing should also include the following information:

1. A proposed list of prospective witnesses to be called, including experts, with a brief description of proposed testimony or summary of evidence to be presented at a contested case hearing.
2. A proposed list of publications, references, or studies to be introduced and relied upon at a contested case hearing.
3. An estimate of time required for you to present the matter at a contested case hearing.

### **MPCA Decision**

You may submit a petition to the Commissioner requesting that the MPCA Citizens' Board (Board) consider the permit issuance. To be considered timely, the petition must be received by the MPCA by 4:30 p.m. on the date the public comment period ends, identified on page 1 of this notice. Under the provisions of Minn. Stat. § 116.02, subd. 6(4), the decision whether to issue the permit and, if so, under what terms will be presented to the Board for decision if: (1) the Commissioner grants the petition requesting the matter be presented to the Board; (2) one or more Board members request to hear the matter before the time the Commissioner makes a final decision on the permit; or (3) a timely request for a contested case hearing is pending. You may participate in the activities of the Board as provided in Minn. R. 7000.0650.

The written comments, requests, and petitions submitted on or before the last day of the public comment period will be considered in the final decision on this permit. If the MPCA does not receive written comments, requests, or petitions during the public comment period, MPCA staff as authorized by the Board, will make the final decision on the draft permit.

Comments, petitions, and/or requests must be submitted in writing on or before the end date of the public comment period identified on page 1 of this notice to:

Deborah Idzorek, 5<sup>th</sup> Floor  
Minnesota Pollution Control Agency  
520 Lafayette Road North  
St. Paul, MN 55155-4194

Aerial Photo of Subject Facility

