

FOR FURTHER INFORMATION CONTACT:

Muntasir Ali, Sector Policies and Program Division (D243-05), Office of Air Quality Planning and Standards, U.S. Environmental Protection Agency, Research Triangle Park, North Carolina, 27711; telephone number: (919) 541-0833; email address: ali.muntasir@epa.gov.

SUPPLEMENTARY INFORMATION:

Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at <https://www.regulations.gov>, or in person at the EPA Docket Center, WJC West Building, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202-566-1744. For additional information about EPA's public docket, visit: <http://www.epa.gov/dockets>.

Abstract: The National Emission Standards for Hazardous Air Pollutants (NESHAP) for Vinyl Chloride (40 CFR part 61, subpart F) apply to existing facilities and new facilities that produce the following: (1) Ethylene dichloride (EDC) by reaction of oxygen and hydrogen chloride with ethylene; (2) vinyl chloride (VC) by any process; and (3) one or more polymers containing any fraction of polymerized VC. Owners and operators of affected facilities are required to comply with the recordkeeping and reporting requirements of the General Provisions (40 CFR part 61, subpart A), as well as the specific requirements at 40 CFR part 61, subpart F. This includes submitting initial notifications, performance tests, and periodic reports. They are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These notifications, reports, and records are used by EPA to determine compliance with the standards.

Form Numbers: None.

Respondents/affected entities:

Ethylene dichloride and vinyl chloride plants.

Respondent's obligation to respond: Mandatory (40 CFR part 61, subpart F).

Estimated number of respondents: 16 (total).

Frequency of response: Initially, quarterly, and occasionally.

Total estimated burden: 6,540 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total estimated cost: \$1,490,000 (per year), which includes \$720,000 in annualized capital/startup and/or operation & maintenance costs.

Changes in the Estimates: There is no change in the total estimated respondent burden compared with the ICR currently approved by OMB. This situation is due to two considerations: (1) The regulations have not changed over the past three years and are not anticipated to change over the next three years; and (2) the growth rate for this industry is very low or non-existent, so there is no significant change in the overall burden. The estimate of the number of respondents is based on a review of data from EPA's Greenhouse Gas Reporting Program. Since there are no changes in the regulatory requirements and there is no significant industry growth, there are also no changes in the capital/startup or operation and maintenance (O&M) costs.

Courtney Kerwin,

Director, Regulatory Support Division.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-9110-01-R6]

Clean Air Act Operating Permit Program; Petitions for Objection to State Operating Permit for Phillips 66 Company, Borger Refinery, Hutchinson County, Texas

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of final Order on Petition for objection to Clean Air Act title V operating permit.

SUMMARY: The Environmental Protection Agency (EPA) Administrator signed an Order dated September 22, 2021, granting in part and denying in part a Petition dated September 12, 2017 from the Environmental Integrity Project and Sierra Club. The Petition requested that the EPA object to a Clean Air Act (CAA) title V operating permit issued by the Texas Commission on Environmental Quality (TCEQ) to Phillips 66 Company (Phillips) for its Borger Refinery located in Hutchinson County, Texas.

ADDRESSES: The EPA requests that you contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section to view copies of the final Order, the Petition, and other supporting information. Out of an abundance of caution for members of the public and our staff, the EPA Region 6 office is currently closed to the public to reduce the risk of transmitting COVID-19. Please call or email the contact listed below if you need alternative access to the final Order and Petition, which are

available electronically at: <https://www.epa.gov/title-v-operating-permits/title-v-petition-database>.

FOR FURTHER INFORMATION CONTACT:

Aimee Wilson, EPA Region 6 Office, Air Permits Section, (214) 665-7596, wilson.aimee@epa.gov.

SUPPLEMENTARY INFORMATION: The CAA affords EPA a 45-day period to review and object to, as appropriate, operating permits proposed by state permitting authorities under title V of the CAA. Section 505(b)(2) of the CAA authorizes any person to petition the EPA Administrator to object to a title V operating permit within 60 days after the expiration of the EPA's 45-day review period if the EPA has not objected on its own initiative. Petitions must be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided by the state, unless the petitioner demonstrates that it was impracticable to raise these issues during the comment period or unless the grounds for the issue arose after this period.

The EPA received the Petition from the Environmental Integrity Project and Sierra Club dated September 12, 2017, requesting that the EPA object to the issuance of operating permit no. O1440, issued by TCEQ to the Borger Refinery in Hutchinson County, Texas. The Petition claims the proposed permit improperly incorporated a State-only major source flexible permit, the proposed permit failed to specify monitoring sufficient to assure compliance with permits by rule (PBRs), flexible permit emission limits, and monitoring during maintenance, startup, and shutdown (MSS), the proposed permit did not properly incorporate by reference requirements from certified PBRs, and the proposed permit does not identify which emission units are subject to requirements in a minor NSR permit for MSS activities.

On September 22, 2021, the EPA Administrator issued an Order granting in part and denying in part the Petition. The Order explains the basis for EPA's decision.

Dated: October 6, 2021.

David Garcia,

Director, Air and Radiation Division, Region 6.

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