



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

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Ref: 8ARD-PM

Trisha Oeth  
Interim Director  
Environmental Health and Protection  
Colorado Department of Public Health and Environment  
4300 Cherry Creek Drive South  
Denver, Colorado 80246

Re: CDPHE's Response to the EPA's Objection to Suncor Energy, Inc. Plant 2 Title V  
Operating Permit

Dear Ms. Oeth:

On June 22, 2022, the EPA received the Colorado Department of Public Health and Environment's (CDPHE) proposed permit responding to the EPA's March 25, 2022, Objection to the Suncor Energy, Inc. (Suncor) Plant 2 title V operating permit. The EPA's March 25, 2022 Objection letter contained two enclosures. Enclosure A addressed EPA's objections to Suncor's Plant 2 title V operating permit and provided the specific reasons for each objection as well as a description of the terms and conditions that the permit must include to respond to the objections. Enclosure B addressed EPA's additional concerns.

We have reviewed the proposed title V permit action, including CDPHE's response to comments and its Technical Review Document (TRD). These documents were prepared to address the specific reasons for objection that were highlighted in Enclosure A. CDPHE proposed to accept 40 CFR part 64 Compliance Assurance Monitoring (CAM) applicability at the Plant 2 Refinery Flare, the Plant 2 Truck Loading Dock with Combustor and the Plant 2 Railcar Loading and Flare. CAM Plans were developed and put into Appendix J of the proposed title V permit. The CAM plans relied on existing monitoring at these emissions points to demonstrate compliance with the 40 CFR part 64 requirements. After review of CDPHE's proposed permit changes, the EPA is satisfied that the changes bring the Suncor Plant 2 title V operating permit into compliance with the issue raised in the March 25, 2022 title V objection and considers the objection to be resolved.

With respect to Enclosure B of the objection letter, the EPA remains committed to the priority we share with Colorado to improve the protection of human health and the environment in overburdened communities. In addition to the concerns raised in Enclosure B, the EPA recently provided comments on the draft title V permit renewal for Suncor Plants 1 and 3, reiterating the importance of these issues and emphasizing the need to analyze and develop strategies to address the cumulative environmental and health impacts affecting the communities around Suncor.

It is our understanding that CDPHE intends to respond in writing to EPA's concerns raised in Enclosure B. We request that this written response be shared with EPA and posted on the state's Suncor website within 90 days of receipt of this letter, so that the impacted communities and other stakeholders can benefit from understanding the actions the state plans to take as well as the opportunities for public involvement. We understand that CDPHE may have questions about EPA's recommendations, and we are committed to working closely with the state to address any questions, provide technical assistance as needed, and support its efforts to work with affected stakeholders to address these important issues.

The EPA's 40 CFR 70.8(c)(1) 45-day review period ends on August 8, 2022. The title V permit public petition period discussed in 40 CFR 70.8(d) will begin on August 9, 2022, and will run until October 11, 2022, as October 10, 2022 is a federal holiday. This is a change from what was originally posted on the Region 8 permitting website (<https://www.epa.gov/caa-permitting/caa-permitting-epas-mountains-and-plains-region>) as we initially did not account for time periods ending on a weekend or holiday.

Thank you for your cooperation on this matter. If you have questions or wish to discuss this further, please contact me at (303) 312-6170 or at [becker.kc@epa.gov](mailto:becker.kc@epa.gov), or your staff may contact Monica Morales, Acting Director, Air and Radiation Division, at (303) 312-6936 or at [morales.monica@epa.gov](mailto:morales.monica@epa.gov).

Sincerely,

8/4/2022

 KC Becker

Signed by: KATHLEEN BECKER

KC Becker  
Regional Administrator

cc: Michael Ogletree, CDPHE