

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TX 75202-2733

AUG 27 2012



Mr. Mark Wolfe
State Historic Preservation Officer
Texas Historical Commission
P.O. Box 12276
Austin, Texas 78711

Attn: Ms. Linda Henderson

Dear Mr. Wolfe:

The U.S. Environmental Protection Agency, Region 6 (EPA Region 6) is considering issuing a *Prevention of Significant Deterioration* (PSD) permit for INEOS USA LLC ("INEOS") for Greenhouse Gas (GHG) emissions. The permit would allow construction of a new cracking furnace, decoking drum and associated equipment at INEOS's Chocolate Bayou facility in Brazoria County, Texas.

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), EPA determines that the issuing of this permit constitutes an "undertaking," and as such, examines its potential for having an effect on historic properties. A cultural resources survey was conducted by TRC Environmental Corporation ("TRC"). The proposed undertaking would involve adding a new cracking furnace, decoking drum, and associated equipment within a construction footprint that is within an already existing facility. For purposes of the NHPA review, the Area of Potential Effect (APE) was determined to be a one mile radius around the existing facility. A literature survey of the property by TRC determined that there are no historic properties currently listed or that are potentially eligible for listing on the National Register of Historic Places (NHRP) within the undertaking's APE. Additionally, any cultural resources that may have existed within the Project Area would have been effectively destroyed during the prior construction of the plant.

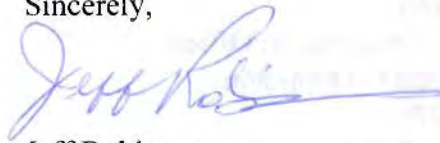
Based upon the information provided in the cultural resources report (enclosed), EPA determines that this undertaking will not affect historic properties listed or eligible for listing in the National Register, as none are present within the APE.

As part of EPA's obligations for consultation under NHPA Section 106, on August 27, 2012, EPA sent letters to twenty-six (26) tribes with a historic interest in Texas to inquire whether any of them were interested in participating as consulting parties in the Section 106 process. We request your concurrence with our determination for this undertaking within thirty (30) days.

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Thank you in advance for your expeditious evaluation of this request. In the interim, please feel free to contact Alfred C. "AC" Dumaul, at (214) 665-6613, if you have any questions.

Sincerely,



Jeff Robinson
Chief
Air Permits Section

Enclosure:

cc: Mr. Daniel Lutz, INEOS USA LLC
Mr. Michael Robbins, TRC Environmental Corporation

NO HISTORIC
PROPERTIES AFFECTED
PROJECT MAY PROCEED
by William A. Martin
for Mark Wolfe
State Historic Preservation Officer
Date 9/10/12
Track# _____

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