

August 12, 2013

Via Email [Okpala.Maria@epa.gov]
Ms. Maria Okpala
Onshore Oil and Gas Permits
NPDES Permits & Technical Section
EPA Region 6
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

**Re: Western Refining Gallup Refinery (the "Gallup Refinery")
NPDES Application - Proposed Permit No. NM0031071**

Dear Ms. Okpala:

Pursuant to an application to authorize emergency discharges of process wastewater from the Gallup Refinery's tank-based wastewater treatment system to waters of the United States, EPA Region 6 developed proposed permit NM0031071. That permit was certified by the State of New Mexico in early 2010. Since that time, the Gallup Refinery has significantly upgraded its wastewater treatment system. The system remains subject to regulation under Section 307 of the Clean Water Act, but the Gallup Refinery believes that the physical changes to the system warrant submission of substantial supplemental information before the NPDES permit is issued. Additionally, the Gallup Refinery's May 17, 2010 public comments to the existing draft permit raised certain issues that have not been resolved and are critical to permit issuance. Based on these issues, the Gallup Refinery voluntarily withdraws its NPDES application without prejudice. The Gallup Refinery plans to resubmit an application for these discharges in the future.

Thank you for your assistance.

Sincerely,


Jean M. Flores

cc: Ms. Claudia Hosch (via email: hosch.claudia@epa.gov)
Ms. Renee Ryland (via email: Ryland.renee@epa.gov)
Ms. Ann Allen (via email: Leslie.Allen@wnr.com)

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