

California Environmental Quality Act (CEQA)

NOTICE OF DETERMINATION

**TO: Contra Costa County
Clerk-Recorder's Office
555 Escobar Street
Martinez, CA 94553**

**FROM: Bay Area Air Quality Management District
375 Beale Street, Suite 600
San Francisco, CA 94105**

SUBJECT: FILING OF NOTICE OF DETERMINATION PURSUANT TO PUBLIC RESOURCES CODE § 21152(a) AND CEQA GUIDELINES § 15094.

PROJECT TITLE: Martinez Refinery Renewable Fuels Project (County File No. CDLP20-02046, State Clearinghouse No. 2021020289) – Issuance of Authority to Construct for tanks S-690, S-694, S-705, S-706, S-707, S-708, 1461 and New Tract 4 Unloading Operation S-1584 (Air District Application 720845)

Public Agency Approving Project (Lead Agency): Contra Costa County Conservation and Development; Contact Person: Joseph Lawlor, Senior Planner; 30 Muir Road, Martinez, CA 94553; Telephone: (925) 655-2872; Email: joseph.lawlor@dcd.cccounty.us

Public Agency Approving Project (Responsible Agency): Bay Area Air Quality Management District (Air District), 375 Beale Street, Suite 600, San Francisco, CA 94105. Contact Person: Bao Trinh, Senior Air Quality Engineer, Telephone: (415) 749-5088; Email: btrinh@baaqmd.gov

Project Applicant and Entity Carrying Out Project: Tesoro Refining & Marketing Company LLC (Tesoro), a wholly owned subsidiary of Marathon Petroleum Corporation (collectively, "Marathon").

Project Applicant Mailing Address: 150 Solano Way, Martinez, CA 94553

Project Applicant Contact Person: Sharon Lim, Senior Environmental Engineer, Marathon Petroleum Corporation, 150 Solano Way, Martinez, Contra Costa County, CA 94553. Telephone: (925) 335-3467; Email: SYLim@marathonpetroleum.com

Project Location: 150 Solano Way, Martinez, Contra Costa County, CA 94553. Nearest Cross Street: Arnold Industrial Way

Date of Approval by Lead Agency: May 3, 2022 & June 24, 2025

Date of Approval at Issue by Responsible Agency: July 30, 2025

Project Description:

This permit action is to issue an Authority to Construct (ATC) to Tesoro Refining & Marketing Company LLC to store new materials at tanks S-690, S-694, S-705, S-706, S-707, S-708, S-1461 and a Permit to Operate a new unloading operation S-1584, at the Martinez Renewable Fuels Facility.

Tanks S-690, S-694, and S-706 were selected to provide extra sour water storage because they had or already contained fossil sour water Tank S-705 was initially used to store recovered oil as part of the refining idling effort in 2020. S-1584 Unloading Operation at Tract 4 was constructed in 2012 under the assumption that the unloading operation was exempt from permitting.

S-1584 was transferred to current Application 720845 to be evaluated with downstream connected tanks S-690, S-694, S-705, and S-706. Additional downstream tanks S-707 and S-708 will be evaluated to determine max daily and annual throughput limits for S-1584's unloading operation even though the actual unloading throughput limit capacity is less than the permitted throughput limit for the tanks. S-1584 is currently used to unload crude to tanks S-707, S-708 and S-1461 and recovered oil to tank S-705. Tesoro still has crude tanks in operation, so they need the capability to unload crude and recovered oil while they are consolidating the tank bottoms as the tanks are cleaned. Tesoro is proposing to use S-1584 to unload renewable feedstock to storage tank S-1463 (Tank 867) by installing a new nozzle/hose "arm" and pump. S-1463 is an existing exempt source under Regulation 2-1-123.3.6 for storage of tallow or vegetable oils.

Notice of Determination:

A Final Environmental Impact Report (EIR) for the Renewable Fuels Project was prepared and certified by Contra Costa County on May 3, 2022, and a Final Revised EIR was certified by Contra Costa County on June 24, 2025 (collectively referred to as the "Final EIR"). Contra Costa County adopted mitigation measures as a condition of approval and adopted a mitigation monitoring program. The Air District independently reviewed and considered the May 3, 2022 Final EIR pursuant to CEQA and, pursuant to CEQA Guidelines section 15096, prepared CEQA findings and adopted a statement of overriding considerations. The Air District concluded the project would have several potentially significant impacts that would be mitigated to less than significant through the conditions of approval and several impacts that would be significant and unavoidable.

In July 2025, an Addendum to the Final Environmental Impact Report for the Martinez Renewable Fuels Facility (Addendum) was prepared to address four proposed modifications to the Renewable Fuels Project. The project analyzed by the Final EIR is referred to as the Approved Project in the Addendum. Changes to the Approved Project are evaluated in the Addendum and referred to as the Modified Project. This Notice of Determination (NOD) addresses the changes associated with parts of Item #1, Item #3, and Item #4 discussed in the Basis for Determination. As explained below, the Air District has determined that Application 720845 is not expected to result in any new significant adverse impacts nor substantially increase the severity significant adverse impacts beyond those previously identified in the Final EIR.

Basis for Determination:

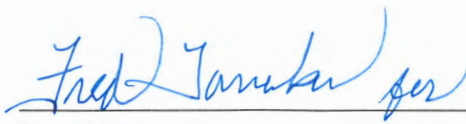
The Modified Project proposed four modifications to the Approved Project: (1) Permit 18 additional storage tanks to handle renewable feedstocks and products; (2) adjust the heating value for a foul water stripper thermal oxidizer's heating value to reflect the unit as-built; (3) add shipments by truck as an alternative to marine vessel and rail to account for locally sourced feedstocks; and (4) add an unloading spot for vacuum trucks operating within the facility at a location within Tract 4.

CEQA Guidelines Section 15164(a) allows the preparation of an addendum to a previously certified EIR if some changes or additions are necessary but none of the following conditions as described in CEQA Guidelines Section 15162 occur:

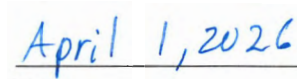
1. Substantial changes which will require major revision of the previous CEQA document due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;
2. Substantial changes, with respect to the circumstances under which the project is undertaken, which will require major revisions of the previous CEQA document due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; or,
3. New information of substantial importance which was not known and could not have been known with the exercise of reasonable diligence at the time the previous CEQA document was certified as complete, shows any of the following:
 4. The project will have one or more significant effects not discussed in the previous CEQA document;
 5. Significant effects previously examined will be substantially more severe than shown in the previous CEQA document;
 6. Identification of mitigation measures or alternatives previously found not to be feasible, but would in fact be feasible, and would substantially reduce one or more significant effects, but the project proponent declines to adopt the mitigation measure or alternatives; or
 7. Identification of mitigation measures or alternatives which are considerably different from those analyzed in the previous CEQA document would substantially reduce one or more significant effects on the environment, but the project proponent declines to adopt the mitigation measure or alternative.

The Air District finds none of the conditions listed above have occurred. Approval of the changes requested in Application 720845 will not change the conclusions reached in the Final EIR. As explained in Subsections 6.1 through 6.14 of the Addendum, the currently proposed modifications to the Renewable Fuels Project will neither increase the severity of the significant adverse impacts identified in the Final EIR nor result in new significant adverse impacts beyond those previously identified in the Final EIR.

Contra Costa County's environmental documents for the Renewable Fuels Project are available at 30 Muir Road, Martinez, CA 94553 or <https://www.contracosta.ca.gov/7961/Martinez-Refinery-Renewable-Fuels-Projec>. The Air District record of project approval is available for review at the Air District office at 375 Beale Street, Suite 600, San Francisco, CA, 94105 (Application 720845).



Pamela J. Leong
Director of Engineering
Bay Area Air Quality Management District



Date