

PRO SE Petitioner Celeste Draisner

BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.

RECEIVED  
U.S. EPA.  
2014 MAY 12 AM 9:34  
ENVIR. APPEALS BOARD

In re: Sierra Pacific Industries, Anderson )  
PSD Permit 94-PO-18 )  
PSD Permit 94-VP-18b )  
PSD Permit 94-VP-18d )

Appeal Nos. PSD 14-01

SECOND MOTION TO RECONSIDER

Petitioner Celeste Draisner respectfully requests that the Environmental Appeals Board ("Board") reconsider, again based upon new evidence discovered on May 9, 2014 at 4:26 PM.

This information was granted to Citizens For Clean Air from Shasta County Air Quality Management District ("Shasta County AQMD") via email in a single.pdf document. Please forgive Petitioner for the inconvenience this causes.

Petitioner assures the Board that the July 19, 2011 letter from Shasta County AQMD representative John Waldrop to Sierra Pacific Industries ("SPI") representative Shane Young will be vital in understanding the critical matter of jurisdiction. This document is on page 13 of the SPI 94-VP-18.pdf, submitted as Exhibit A.

**HISTORY**

From 2009 until April 11th, 2013, Shasta County AQMD made attempts to permit a new 31 MW biomass facility. Usually, such an action requires a new PSD permit. However, EPA Region 9 ("Region") and Shasta County AQMD hoped to modify the original PSD permit issued in 1995 (by Shasta County AQMD), and circumvent the Clean Air Act.

In 2003, EPA Region 9 revoked and rescinded Shasta County AQMD's authority to issue new PSD permits or modify existing facilities.

On April 10, 2013 a public hearing was held regarding the above permitting process. The public and the project proponent (SPI) were ordered by Shasta County AQMD Air Pollution Control Officer Rick Simon not to ask any questions.

At this April 11, 2013 public hearing regarding the renewal/modification of this project, Shasta County AQMD refused to answer questions from the public. Region and Shasta County AQMD had not decided if they were going to issue a 'renewal' for the SPI Anderson 4 MW sawmill or issue the new 31 MW biomass facility permit 'modification.'

SPI's own representative, Dave Brown, did not know if Shasta County was issuing the 4 MW operating permit 'renewal' or a 'modification' of PSD permit #94-PO-18, which would allow SPI permission to construct. Dave Brown, former SPI Environmental Affairs and Compliance Manager, asked Shasta County AQMD lead representative Rick Simon: "Which permit are you approving - the 4MW or the 31 MW?"

#### ARGUMENT

Shasta County AQMD clearly had no authority to modify PSD permit 94-PO-18. When they modified the permit, the public was not notified.

Since the public did not receive notice of this federal action, an egregious abuse of the permitting process occurred.

Petitioner beseeches the Board for an opportunity to present new evidence and arguments in order to allow the Board to decide the validity of this case on the merits.

#### NEW EVIDENCE:

According to representatives from Shasta County AQMD, the "PO" part of 94-PO-18 stands for "Permit to Operate." The original PSD permit is the original Permit to Operate. The PSD permit has the exact same number as the Title V permit issued 3 years later. Therefore they *can not* be separate federal and state permits.

The Board acknowledged 94-PO-18 is a PSD permit on page 3 of the Board's May 2, 2014 ORDER DENYING MOTION FOR RECONSIDERATION AND MOTION FOR EXTENSION OF TIME TO AMEND MOTION FOR RECONSIDERATION (Page 3).

"The Board acknowledged that the challenged permit [94-PO-18] had incorporated some of the requirements from the 1995 PSD permit [94-PO-18]..."

In 1998, while Shasta County AQMD still had full PSD authority, the county acknowledged they added the Title V into the PSD permit. The county even gave the permit the same number, 94-PO-18.

Petitioner acknowledges that Shasta County AQMD may have erred in this action and the renewals that followed.

However, this action was never corrected. Therefore, 94-PO-18 is a combination PSD and title V permit as evidenced by the county's renewal permit 94-VP-18b. According to representatives from Shasta County AQMD, "V" is for Title V permit and "P" is for PSD permit.

If this were not the case, the facility would have two separate permits, one would be an Authority to Construct/PSD permit and the other a title V permit. This is not the case.

In the July 19, 2011 letter from Shasta County AQMD representative John Waldrop to SPI representative Shane Young, the county states, "The District will begin processing the renewal application and may make modifications to the permit pending the processing of the Application for Authority to Construct of the 31 megawatt cogeneration plant."

How can Region and Shasta County AQMD pretend that the 4 MW sawmill and the 31 MW power plant are separate when one permit is pending the processing of the other?

When Shasta County AQMD renewed a combination Title V/PSD permit on September 27, 2013, they were conducting a final decision on a federal action. The government's failure to notify interested parties has created another fatal flaw in permitting the proposed SPI 31 MW biomass power plant located next door.

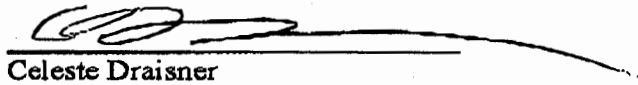
#### CONCLUSION

Prior to issuance of the November 8, 2013 public notice on SAC 12-01 (the 31 MW biomass facility), Shasta County AQMD renewed the latest combination PSD/Title V permit (94-VP-18d) on September 27, 2013.

The timing itself betrays the fact that issuance of the 31 MW PSD permit was pending the 4 MW sawmill renewal.

Region and Shasta County AQMD were required to notify Petitioner and other interested parties at the time this final federal decision was made.

Respectfully submitted.



Celeste Draisner  
Citizens for Clean Air  
P.O. Box 172,  
Whitmore, California 96096  
(530) 223-0197

Dated May 9th, 2014

- Citizens For Clean Air (CCA) ~  
CERTIFICATE OF SERVICE

I hereby certify, under penalty of perjury, that copies of the foregoing in the matter of Sierra Pacific Industries PSD Permit No. 94-VP-18b /94-PO-18 were sent to the following Respondents/Interested Parties in the manner indicated:

- 4.9.14 2nd MOTION TO RECONSIDER *plus attachment SPI 94-VP-18.pdf page 13, letter from Shasta County AQMD to SPI dated July 19, 2011 submitted as Exhibit A.* *JB*

Service by FAX

- Parti Pomerantz, Assistant to William M. Sloan  
 MORRISON | FOERSTER  
 425 Market Street  
 San Francisco | California | 94105-2482  
 Fax 415.268.7522 |  
 Email: [ppomerantz@mofa.com](mailto:ppomerantz@mofa.com)

Kieran Suckling,  
 Executive Director, Cofounder  
 Center for Biodiversity  
 351 California St., Ste. 600  
 San Francisco, CA 94104  
 fax: (415) 436.9683  
[center@biologicaldiversity.org](mailto:center@biologicaldiversity.org)

- Deborah Jordan, Director  
 Air Division, EPA Region 9  
 75 Hawthorne St.  
 San Francisco, Ca 94105  
 fax (415) 947-3583

(with cover letter, Attn: Deborah Jordan)

Rick Simon, Air Pollution Control Officer  
 Shasta County Air Quality Mgmt District  
 1855 Placer St., Suite 101  
 Redding, CA 96001 fax (530) 225-5237

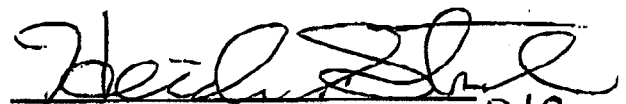
Electronic Filing:

- Clerk of the Board,  
 Environmental Appeals Board  
 U.S. Environmental Protection Agency  
 200 Pennsylvania Avenue, NW (1103M)  
 Washington, DC 20460-0001  
 (202) 233-0121

- Kara Christenson, Regional Counsel  
 Office of Regional Council, EPA Region 9  
 75 Hawthorne St.  
 San Francisco, Ca 94105  
 fax (415) 947-3583

(with cover letter, Attn: Kara Christenson)

Chairman Mary D. Nichols  
 Air Resources Board  
 1001 "I" Street  
 Sacramento, CA 95812 fax (916) 445-5025

  
 Heidi Strand Executed: 4/9/2014 *JB*

*amended as per instructions  
 of the EAB. 4/12/2014*



# Shasta County

*Office*  
**COPY**

DEPARTMENT OF RESOURCE MANAGEMENT  
1855 Placer Street, Redding, CA 96001

Russ Moll, R.E.H.S., A.I.C.P.  
Director  
Richard W. Simon,  
Assistant Director

October 20, 2008

Michael Tollstrup, Chief  
Stationary Source Division  
Air Resources Board  
California Environmental Protection Agency  
P.O. Box 2815  
Sacramento, CA 95812

Dear Mr. Tollstrup:

## NOTICE OF PROPOSAL TO ISSUE A RENEWED TITLE V OPERATING PERMIT #94-VP-18e SIERRA PACIFIC INDUSTRIES, ANDERSON DIVISION

As required by the Shasta County Air Quality Management District (District) Rule 5, Section V.D.1, "Additional Procedures for Issuing the Permits to Operate for Sources Subject to Title V of the Federal Clean Air Act Amendments of 1990," the District hereby proposes to issue a Title V Operating Permit to Sierra Pacific Industries, Anderson Division. This action is a permit modification and does not involve an emission change. Enclosed is a draft copy of the proposed Title V Operating Permit and the corresponding Evaluation Report for Sierra Pacific Industries, Anderson Division.

If you have any questions or comments concerning this matter, please contact me within 30 days as specified in the attached Public Notice. He can be contacted at [redacted]

Sincerely,

Ross Bell  
Air Quality District Manager

rb/mb

enclosures

c: Shane Young, Plant Manager, Sierra Pacific Industries, P.O. Box 10939, Anderson, CA 96007, w/enclosures

Series 101  
AIR QUALITY MANAGEMENT DISTRICT  
(530) 225-5774  
FAX: (530) 225-5277

Series 102  
BUILDINGS DIVISION  
(530) 225-5761  
FAX: (530) 243-0468

Series 103  
PLANNING DIVISION  
(530) 225-5772  
FAX: (530) 243-0468

Series 201  
ENVIRONMENTAL HEALTH DIVISION  
(530) 225-5787  
FAX: (530) 225-4418


Series 200  
ADMINISTRATION & COMMUNITY EDUCATION  
(530) 225-5789  
FAX: (530) 225-5807

Toll Free Access Within Shasta County 1-800-528-2850

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U.S. E.P.A.  
2008 MAY 12 AM 9:34  
ENVIR. APPEALS BOARD

**MEMORANDUM****DEPARTMENT OF RESOURCE MANAGEMENT**  
1855 Placer Street, Redding, CA 96001Environmental Health  
Suite 201  
225-5787Administration  
Suite 200  
225-5789Air Quality Management District  
Suite 101  
225-5674Planning Division  
Suite 103  
225-5532Community Education Section  
Suite 200  
225-5789Building Division  
Suite 102  
225-5761

TO: SPI-Anderson Title V permit file

FROM: Ross Bell, Air Quality District Manager 

DATE: 4/11/13

SUBJECT: Public Hearing Comments Received on Title V Permit Renewal

Meeting began at approximately 9:32 am with opening comments by Richard Simon, Air Pollution Control Officer.

<u>Speaker</u>	<u>Comment</u>
Dave Brown, SPI	Asked when revised permit would be submitted to EPA and if revisions would be included.
Person did not give her Name	Asked about relative size of the generating plant.
Heidi Strand	You should let people ask questions.
Heidi Strand	Is this a modified permit or a new one?
Heidi Strand	The facility is in significant non-compliance, what are changes in the renewed permit?
Heidi Strand	What is process?
Heidi Strand	Wants two additional weeks for comments.

No other comments were received. People with questions were referred to the District office to view the permit file. Richard Simon repeated the permit renewal process steps as they were described in his opening comments.

**Public Hearing to Receive Oral Public Comment on the Matter  
Of the 5 Year Renewal of Sierra Pacific Industries Title V  
Permit Number 94-TV-18**

April 11, 2013

NAME (Please Print)	ADDRESS	EMAIL
Janice Kehle		janicekehle@ sbcglobal.net
GRETTA MAKER	20815 HIGH COUNTRY LN ANDERSON IA 96007	GRETTA@LIVE1.COM
JASON MAKER	20961 HIGH COUNTRY LN ANDERSON IA 96007	JMAKER72@ Hotmail.com
ED W. COLEMAN	BOX 1544 SHASTA LAKE CA 96049.	✓
Shane Young	19758 RIVERSIDE AVE Anderson Ca	shyounge@spirit.com
David Brown	19794 Riverside Ave. Anderson CA 96049	dbrown@ spi-ind.com
Linda Pankonin	30592 Sleepy Hollow Dr. Shingonuma	
David Emeny	5550 Lake Ave #45 Redding Ca	
Celeste DRAISNER PH FUE	1000 Shepard Ct Redding, CA 96002	mysecret fines@gmml.com

**Public Hearing to Receive Oral Public Comment on the Matter  
Of the 5 Year Renewal of Sierra Pacific Industries Title V  
Permit Number 94-TV-18**

April 11, 2013

**NAME (Please Print)**

**ADDRESS**

**EMAIL**

NAME (Please Print)	ADDRESS	EMAIL
<i>Heath Shl</i>	Box 172 Whitney CA 9092	



THE RECORD SEARCHLIGHT  
**redding.com**

Printer-friendly story  
Read more at [redding.com](http://redding.com)

## Hearing set today on power plant in Anderson

By Record Searchlight staff

Thursday, April 11, 2013

The Shasta County Air Pollution Control District is holding a hearing today on renewing a permit to operate a wood-fired biomass plant in Anderson.

The permit would allow Sierra Pacific Industries to renew its permit at the plant, which generates 4 megawatts of electricity from wood waste leftover from milling logs at Sierra Pacific's Anderson mill.

Ross Bell, air pollution control district manager, said the permit has to be renewed every five years. The permit does not affect Sierra Pacific's application to build and operate a new 32 megawatt plant at the company's mill.

A permit for that plant is pending with the U.S. Environmental Protection Agency.

Thursday's meeting is at 9:30 a.m. in room 352 on the third floor of the Shasta County Administration Center, 1450 Court St. in Redding. For more information, call 225-5674.

North state in brief

Cottonwood man burned in explosion

A 22-year-old Cottonwood man sustained second- and third-degree burns to his face and hands on Monday, following a drug-related explosion at his home.

The 4:06 p.m. incident in the 20000 block of First Street remains under investigation, the Shasta Interagency Narcotics Task Force said in a statement released Tuesday afternoon.

Arriving firefighters suspected the cause of the fire was possibly related to illicit activity, the task force reported.

SINTF investigators located evidence that indicated Jeffrey Isaiah Boldo might have been converting or extracting "honey oil" or "hash oil" from marijuana.

As part of the process, authorities said Boldo was using a highly flammable solvent to extract the oil from the marijuana.

Vapors from the flammable solvent being used were ignited, resulting in the explosion and fire. The interior of the residence sustained moderate damage and the bedroom where Boldo was working sustained major damage.

Boldo was taken by someone a hospital for treatment of his burns, the task force reported.

Their investigation is continuing.

Hearing set on power plant

The Shasta County Air Pollution Control District

is holding a hearing Thursday on renewing a permit to operate a wood-fired cogeneration plant in Anderson.

The permit would allow Sierra Pacific Industries to renew its permit at the plant, which generates 4 megawatts of electricity from wood waste leftover from milling logs at Sierra Pacific's Anderson mill.

Ross Bell, air pollution control district manager, said the permit has to be renewed every five years. The permit does not affect Sierra Pacific's application to build and operate a new 32 megawatt plant at the company's mill.

A permit for that plant is pending with the U.S. Environmental Protection Agency.

Thursday's meeting is at 11 a.m. in room 352 on the third floor of the Shasta County Administration Center, 1450 Court St. in Redding. For more information, call 225-5674.

Blues night planned at Lewiston Hotel

Johnny's Pizza and the Lewiston Hotel will hold A Night of Soulful Blues Saturday at the hotel's dance hall, featuring a Grammy-nominated blues singer.

The night of free music will feature Grammy-nominated singer-songwriter Ira Walker, as well as Brandle Lee, Kenny Roland, Grant Rudolph, Johnnie Zappola, Casey Kelly, Thom Berry and Larry Bayard.

Admission is free, but donations will be accepted to benefit the Fresh Start Lewiston Food Bank.

The hotel is at 125 Deadwood Road in Lewiston.

Obituaries

Ronald Lee Fender 1943 - 2013



Ronald (Ron) Lee Fender, born June 1, 1943, in Salem, Oregon passed away on April 8, 2013, at his home in Palo Cedro, CA. Ron grew up in Albany, OR where he attended Albany Union High School and graduated with the class of 1961. Ron was a man of many trades, learned to cut meat from his father and owned his own beef shops. He moved into sales and marketing where he won many awards, bonuses and travel incentives; he retired in 2006.

Ron was a very hard working Christian man with a heart of gold. He truly enjoyed making others laugh and being there for them in time of need. A family man who loved his wife unconditionally, played with his kids as much as possible and adored his grandchildren.

He is survived by his wife, Linda; his children, Robby and Kimberley Fender of Sandy, UT; Debbie (Fender) Newcomer of Redding, CA; his four grandchildren: Joshua, Kristen, Dylan and Kaylyn; his dog, Hollie, who never left his side.

Services will be held on Saturday, April 13, 2013, at Little Country Church at 3 p.m. Reception to follow at the home of Linda Fender in Palo Cedro. Memorial donations may be given to Redding Mercy Medical Hospice or a charity of your choice.

Please plan the guestbook at <http://obituaries.redding.com>

William H-C Scarbrough III November 13, 1953 - April 5, 2013

Bill passed from this life on April 5, 2013, at his home in Novato. He was born in Appleton, WI, and moved with his family to Redding in 1958. He was a graduate of Pacheco Elementary and Enterprise High, and has lived and worked in Marin County

BEALER from 1B

Quentin Bealer is frustrated by the murder charge against him and doesn't understand, based on the evidence presented by police thus far, why he's being prosecuted for the murder, Northam said.

Margaret Crone, Marys's mother, said she

Crone again wore a white T-shirt with the words "In Loving Memory Marysa Marie Nichols 'Angel'" and a picture of the teen printed on it.

Quentin Bealer's parents after the hearing reiterated support for their son and said the family has received threats of retaliation since his arrest.

Edward Bealer said his

Article from Record Searchlight 4/10/13.

INCORRECT STAT TIME.

CORRECT START TIME SHOULD BE 9:30

In the Superior Court of the State Of California  
in and for the County of Shasta

CERTIFICATE OF PUBLICATION  
VALLEY POST

SHASTA COUNTY AIR QUALITY MGMT  
1855 PLACER ST STE 101  
REDDING CA 96001

REFERENCE: 00600256  
6778171 PUBLIC HEARINGNOTICE

State of California  
County of Shasta

I hereby certify that the Anderson Valley  
Newspaper is a newspaper of general circulation  
within the provisions of the Government Code of  
the State of California, printed and published in  
the City of Anderson, County of Shasta, State of  
California; that I am the principal clerk of the  
printer of said newspaper; that the notice of  
which the annexed clipping is a true printed copy  
was published in said newspaper on the following  
dates, to wit;

PUBLISHED ON: 03/13

FILED ON: 03/13/13

I certify under penalty of perjury that the foregoing is true and correct,  
at Anderson, California on the above date.

*S. Plourde*

Anderson Valley Newspaper  
2676 Gateway Drive, Anderson, Ca 96007

RECEIVED

APR 02 2013

SHASTA COUNTY AQMD

**PUBLIC HEARING**

Notice is hereby given that the Air Pollution Control Officer  
of the Shasta County Air Quality Management District will  
hold a public hearing at 9:30 a.m. on Thursday, April 11,  
2013, in Room 202 on the 3rd floor of the Shasta County  
Administration Center, 1430 Court Street, Redding,  
California, for consideration of the following:

1. To provide over a public hearing for the  
purpose of receiving oral public comment on the matter of  
the 5 year renewal of Sierra Pacific Industries Title V  
Permit No. 04-TV-12.

Relevant material regarding this matter may be inspected  
by the general public after March 8, 2013 at the office of  
the Shasta County Air Quality Management District, 1855  
Placer Street, Suite 101, Redding, California, during normal  
business hours. Telephone number (530) 223-6874.

Richard W. Simon  
Air Pollution Control Officer  
Shasta County Air Quality Management District  
March 8, 2013

March 13, 2013

6778171

In the Superior Court of the State of California  
in and for the County of Shasta

CERTIFICATE OF PUBLICATION  
RECORD SEARCHLIGHT

RECEIVED  
APR 02 2013  
SHASTA COUNTY AQMD

SHASTA COUNTY AIR QUALITY MGMT  
1855 PLACER ST STE 101  
REDDING CA 96001

REFERENCE: 00600256  
6778169 PUBLIC HEARING NOTICE

State of California  
County of Shasta

I hereby certify that the Record Searchlight is a newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of Redding, County of Shasta, State of California; that I am the principal clerk of the printer of said newspaper; that the notice of which the annexed clipping is a true printed copy was published in said newspaper on the following dates, to wit;

**PUBLIC HEARING**

Notice is hereby given that the Air Pollution Control Officer of the Shasta County Air Quality Management District will hold a public hearing at 8:30 a.m. on Thursday, April 11, 2013, in Room 302 on the 3rd floor of the Shasta County Administration Center, 1450 Court Street, Redding, California for consideration of the following:

1. To provide over a public hearing for the purpose of receiving oral public comment on the matter of the 5 year renewal of Sierra Pacific Industries Title V Permit No. 84-TV-16.

Relevant materials regarding this matter may be inspected by the general public after March 5, 2013, at the office of the Shasta County Air Quality Management District, 1800 Placer Street, Suite 101, Redding, California, during normal business hours. Telephone number (530) 226-9674.

Richard W. Simon  
Air Pollution Control Officer  
Shasta County Air Quality Management District  
March 8, 2013

March 8, 2013 6778169

PUBLISHED ON: 03/08

FILED ON: 03/08/13

I certify under penalty of perjury that the foregoing is true and correct, at Redding, California on the above date.

*S. Florman*

RECORD SEARCHLIGHT  
1101 Twin View Blvd, Redding, CA 96003

In the Superior Court of the State of California  
in and for the County of Shasta

CERTIFICATE OF PUBLICATION  
RECORD SEARCHLIGHT

SHASTA COUNTY AIR QUALITY MGMT  
1855 PLACER ST STE 101  
REDDING CA 96001

REFERENCE: 00600256 MOLLY YEAGER  
6775229 PUBLIC NOTICE/PROPOSE

State of California  
County of Shasta

I hereby certify that the Record Searchlight is a newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of Redding, County of Shasta, State of California; that I am the principal clerk of the printer of said newspaper; that the notice of which the annexed clipping is a true printed copy was published in said newspaper on the following dates, to wit;

PUBLISHED ON: 01/09

FILED ON: 01/09/13

I certify under penalty of perjury that the foregoing is true and correct,  
at Redding, California on the above date.

*S. Plummer*

RECORD SEARCHLIGHT  
1101 Twin View Blvd, Redding, CA 96003

PUBLIC NOTICE  
PROPOSED RENEWAL OF TITLE V PERMIT

Pursuant to Rule 9 of the Shasta County Air Quality Management District Rules and Regulations, the Air Pollution Control District (APCD) has made a preliminary decision to renew an Operating Permit under Title V of the Federal Clean Air Act Amendments of 1990, to Steve Pacific Interiors, Anderson Division, which is located in Anderson, CA. This permitting action proposes to renew the existing permit based on the required five year renewal cycle. This permitting action does not involve any operational or emissions change.

Written comments regarding the proposed decision may be submitted to the Shasta County Air Quality Management District within a period of thirty (30) days from the date of this notice. Any comments received will be considered prior to the final determination by the APCD to issue the permit.

A public hearing to receive comments on this proposed decision has not been scheduled, but one may be requested by submitting a written request to the District within thirty (30) days of the date of this notice. Written request for a public hearing must include the requestor's name, mailing address, and a statement for the reasons for requesting a public hearing. Grounds for requesting a public hearing should be limited to issues relevant to District Rule 5, 'Additional Procedures for Issuing Permits To Operate For Sources Subject To Title V Of The Clean Air Act Amendments Of 1990.' If a public hearing is to be held, the District will provide thirty (30) days notification prior to holding the requested public hearing.

The application, proposed permit, and the District's evaluation report are available for inspection at the Shasta County Air Quality Management District, 1855 Placer Street, Suite 101, Redding, CA 96001. The proposed permit and evaluation report sets forth the legal and factual basis of the permit conditions contained in the proposed permit. Written comments or requests on the proposed decision may be mailed or hand carried to the District at the above location. Additional information may be obtained from the District by phone at (530) 225-6674.

The District is currently providing the U.S. Environmental Protection Agency (EPA) with a 45-day review and objection period for this proposed decision. If the EPA Administrator does not object in writing, any person may petition the EPA Administrator to make such objection within 90 days after the expiration of the EPA review period. Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period for this proposed decision, unless the petitioner demonstrates that it was impracticable to raise such objections within such period or that the grounds for such objection arose after such period. The APCD shall not issue the permit until the EPA's objection has been resolved.

January 8, 2013

6775229

RECEIVED

JAN 30 2013

SHASTA COUNTY AQMD

In the Superior Court of the State Of California  
in and for the County of Shasta

CERTIFICATE OF PUBLICATION  
VALLEY POST

SHASTA COUNTY AIR QUALITY MGMT  
1855 PLACER ST STE 101  
REDDING CA 96001

REFERENCE: 00600256 MOLLY YEAGER  
6775228 PUBLIC NOTICE PROPOSE

State of California  
County of Shasta

I hereby certify that the Anderson Valley  
Newspaper is a newspaper of general circulation  
within the provisions of the Government Code of  
the State of California, printed and published in  
the City of Anderson, County of Shasta, State of  
California; that I am the principal clerk of the  
printer of said newspaper; that the notice of  
which the annexed clipping is a true printed copy  
was published in said newspaper on the following  
dates, to wit;

PUBLISHED ON: 01/09

FILED ON: 01/09/13

I certify under penalty of perjury that the foregoing is true and correct,  
at Anderson, California on the above date.

*S. Plouffe*

Anderson Valley Newspaper  
2676 Gateway Drive, Anderson, Ca 96007

**PUBLIC NOTICE  
PROPOSED RENEWAL OF TITLE V PERMIT**

Pursuant to Rule 6 of the Shasta County Air Quality Man-  
agement District Rules and Regulations, the Air Pollution  
Control Officer (APCO) has made a preliminary decision to  
renew an Operating Permit under Title V of the Federal  
Clean Air Act Amendments of 1990, to Sierra Pacific Indus-  
tries, Anderson Division, which is located in Anderson, CA.  
This permitting action does not involve any operational or  
emissions change.

Written comments regarding the proposed decision may  
be submitted to the Shasta County Air Quality Manage-  
ment District within a period of thirty (30) days from the  
date of this notice. Any comments received will be consid-  
ered prior to the final determination by the APCO to issue  
the permit.

A public hearing to receive comments on this proposed  
decision has not been scheduled, but one may be request-  
ed by submitting a written request to the District within  
thirty (30) days of the date of this notice. Written requests  
for a public hearing must include the requester's name,  
mailing address, and a statement for requesting a public  
hearing should be limited to issues relevant to District Rule  
6, "Additional Procedures For Issuing Permits To Operate  
For Sources Subject To Title V Of The Clean Air Act  
Amendments Of 1990." If a public hearing is to be held,  
the District will provide thirty (30) days notification prior to  
holding the requested public hearing.

The application, proposed permit, and the District's evalua-  
tion report are available for inspection at the Shasta Coun-  
ty Air Quality Management District, 1855 Placer Street,  
Suite 101, Redding, CA 96001. The proposed permit and  
evaluation report set forth the legal and factual basis of  
the permit conditions contained in the proposed permit.  
Written comments or requests on the proposed decision  
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location. Additional information may be obtained from the  
District by phone at (530) 225-6074.

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the EPA Administrator to make such objection within 30  
days after the expiration of the EPA review period. Any  
such petition shall be based only on objections to the per-  
mit that were raised with reasonable specificity during the  
public comment period for this proposed decision, unless  
the petitioner demonstrates that it was impracticable to  
raise such objections within such period or that the  
APCO shall not issue the permit until the EPA's objection  
has been resolved.

January 9, 2013 6775228

RECEIVED

JAN 30 2013

SHASTA COUNTY AQMD

POSTED 3/22/13  
DRM LOBBY

## PUBLIC HEARING

Notice is hereby given that the Air Pollution Control Officer of the Shasta County Air Quality Management District will hold a public hearing at 9:30 a.m. on Thursday, April 11, 2013, in Room 352 on the 3rd floor of the Shasta County Administration Center, 1450 Court Street, Redding, California, for consideration of the following:

1. To preside over a public hearing for the purpose of receiving oral public comment on the matter of the 5 year renewal of Sierra Pacific Industries Title V Permit No. 94-TV-18.

Relative material regarding this matter may be inspected by the general public after March 5, 2013, at the office of the Shasta County Air Quality Management District, 1855 Placer Street, Suite 101, Redding, California, during normal business hours. Telephone number (530) 225-5674.

Richard W. Simon  
Air Pollution Control Officer  
Shasta County Air Quality Management District  
March 5, 2013

**COPY****PUBLIC HEARING**

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Richard W. Simon  
Air Pollution Control Officer  
Shasta County Air Quality Management District  
March 5, 2013





# Shasta County

DEPARTMENT OF RESOURCE MANAGEMENT  
1855 Placer Street, Redding, CA 96001

Russ Mull, R.R.H.S., AICP  
Director  
Richard W. Simon, AICP  
Assistant Director

July 19, 2011

Shane Young, Plant Manager  
Sierra Pacific Industries-Anderson Division  
P.O. Box 10939  
Anderson, CA 96007

## TITLE V OPERATING PERMIT APPLICATION AND PERMIT PROCESSING

Dear Mr. Young:

The Shasta County Air Quality Management District (District) received your renewal application for a Title V Operating Permit on June 23, 2011 and was deemed administratively complete on July 19, 2011. Therefore, the Title V Operating Permit Application Shield is in effect. The application shield allows your facility to continue to operate under the current Title V Permit until the permit is renewed. Please note that all conditions contained in the current Title V Permit are still in force and you are not relieved of any requirements.

The District will begin processing the renewal application and may make modifications to the permit pending the processing of the Application for Authority to Construct of the 31 megawatt cogeneration plant.

If you have any questions regarding this matter, please contact John Waldrop, Senior Air Pollution Inspector, at (530) 225-5674.

Sincerely,

For: Ross Bell  
Air Pollution District Manager

Jtw/m

**Suite 107**  
AIR QUALITY MANAGEMENT DISTRICT  
(530) 225-5674  
FAX: (530) 225-5257

**Suite 102**  
BUILDING DIVISION  
(530) 225-5761  
FAX: (530) 245-0460

**Suite 103**  
PLANNING DIVISION  
(530) 225-5532  
FAX: (530) 245-6460

**Suite 201**  
ENVIRONMENTAL HEALTH DIVISION  
(530) 225-3787  
FAX: (530) 225-3415

**Suite 300**  
ADMINISTRATION & COMMUNITY EDUCATION  
(530) 225-5769  
FAX: (530) 225-5807

Toll Free Access Within Shasta County 1-800-528-2850

**PUBLIC NOTICE  
PROPOSED RENEWAL OF TITLE V PERMIT**

Pursuant to Rule 5 of the Shasta County Air Quality Management District Rules and Regulations, the Air Pollution Control Officer (APCO) has made a preliminary decision to renew an Operating Permit under Title V of the Federal Clean Air Act Amendments of 1990, to Sierra Pacific Industries, Anderson Division, which is located in Anderson, CA. This permitting action proposes to renew the existing permit based on the required five year renewal cycle. This permitting action does not involve any operational or emissions change.

Written comments regarding the proposed decision may be submitted to the Shasta County Air Quality Management District within a period of thirty (30) days from the date of this notice. Any comments received will be considered prior to the final determination by the APCO to issue the permit.

A public hearing to receive comments on this proposed decision has not been scheduled, but one may be requested by submitting a written request to the District within thirty (30) days of the date of this notice. Written request for a public hearing must include the requester's name, mailing address, and a statement for the reasons for requesting a public hearing. Grounds for requesting a public hearing should be limited to issues relevant to District Rule 5, "Additional Procedures For Issuing Permits To Operate For Sources Subject To Title V Of The Clean Air Act Amendments Of 1990." If a public hearing is to be held, the District will provide thirty (30) days notification prior to holding the requested public hearing.

The application, proposed permit, and the District's evaluation report are available for inspection at the Shasta County Air Quality Management District, 1855 Placer Street, Suite 101, Redding, CA 96001. The proposed permit and evaluation report sets forth the legal and factual basis of the permit conditions contained in the proposed permit. Written comments or requests on the proposed decision may be mailed or hand carried to the District at the above location. Additional information may be obtained from the District by phone at (530) 225-5674.

The District is currently providing the U.S. Environmental Protection Agency (EPA) with a 45-day review and objection period for this proposed decision. If the EPA Administrator does not object in writing, any person may petition the EPA Administrator to make such objection within 60 days after the expiration of the EPA review period. Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period for this proposed decision, unless the petitioner demonstrates that it was impracticable to raise such objections within such period or that the grounds for such objection arose after such period. The APCO shall not issue the permit until the EPA's objection has been resolved.

(12/28/2012)

*This notice was published in the Record Searchlight  
and the Anderson Valley Post on January 9, 2013.  
A copy was also mailed to Citizens for Clean Air,  
c/o: Ed Coleman*



# Shasta County

Office

DEPARTMENT OF RESOURCE MANAGEMENT  
1855 Placer Street, Redding, CA 96001

Russ Mull, R.E.S.S., A.L.C.P.  
Director  
Richard W. Simon,  
Assistant Director

November 14, 2008

Gerardo Rios  
USEPA, A-5-2  
Air and Toxics Division  
75 Hawthorne Street  
San Francisco, CA 94105

**NOTICE OF PROPOSAL TO ISSUE A MODIFIED TITLE V OPERATING PERMIT #94-VP-18e  
SIERRA PACIFIC INDUSTRIES, ANDERSON DIVISION**

Dear Mr. Rios:

As required by the Shasta County Air Quality Management District Rule 5, "Additional Procedures for Issuing the Permits to Operate for Sources Subject to Title V of the Federal Clean Air Act Amendments of 1990," Section V.D, the District hereby gives notice of proposal to issue a Title V Operating Permit to Sierra Pacific Industries, Anderson Division. This action is a permit modification.

Enclosed are the following documents:

- 1) Sierra Pacific Industries, Anderson Division Title V Operating Permit #94-VP-18c
- 2) District Evaluation Report regarding the proposed Title V Operating Permit
- 3) Public Notice of proposed issuance of Title V Operating Permit
- 4) A copy of the Title V modification application submitted by Sierra Pacific Industries, Anderson Division

No public comments have been received to date.

If you have any questions, comments or would like electronic copies of this proposed permit, please contact John Waldrop, Senior Air Pollution Inspector, within 45 days at (530) 225-5674, [jwaldrop@co.shasta.ca.us](mailto:jwaldrop@co.shasta.ca.us).

Sincerely,

Ross Bell  
Air Quality District Manager

rb/mb

enc

c: Shane Young, Plant Manager, Sierra Pacific Industries, PO Box 10939, Anderson, CA 96007  
w/o enclosures

☐ Suite 101  
AIR QUALITY MANAGEMENT DISTRICT  
(530) 225-5674  
FAX: (530) 225-5627

☐ Suite 102  
BUILDING DIVISION  
(530) 225-5761  
FAX: (530) 245-6468

☐ Suite 105  
PLANNING DIVISION  
(530) 225-5832  
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☐ Suite 201  
ENVIRONMENTAL HEALTH DIVISION  
(530) 225-5787  
FAX: (530) 225-5413

☐ Suite 300  
ADMINISTRATION & COMMUNITY EDUCATION  
(530) 225-5769  
FAX: (530) 225-5807

Toll Free Access Within Shasta County 1-800-528-2850

~ Citizens For Clean Air (CCA) ~  
CERTIFICATE OF SERVICE

I hereby certify, under penalty of perjury, that copies of the foregoing in the matter of Sierra Pacific Industries PSD Permit No. 94-VP-18b /94-PO-18 were sent to the following Respondents/Interested Parties in the manner indicated:

- 4.9.14 2nd MOTION TO RECONSIDER

Service by FAX

Parti Pomerantz, Assistant to William M. Sloan  
 MORRISON | FOERSTER  
 425 Market Street  
 San Francisco | California | 94105-2482  
 Fax. 415.268.7522 |  
 Email: [ppomerantz@mofa.com](mailto:ppomerantz@mofa.com)

Kieran Suckling,  
 Executive Director, Cofounder  
 Center for Biodiversity  
 351 California St., Ste. 600  
 San Francisco, CA 94104  
 fax: (415) 436.9683  
[center@biologicaldiversity.org](mailto:center@biologicaldiversity.org)

Deborah Jordan, Director  
 Air Division, EPA Region 9  
 75 Hawthorne St.  
 San Francisco, Ca 94105  
 fax (415) 947-3583

(with cover letter, Attn: Deborah Jordan)

Rick Simon, Air Pollution Control Officer  
 Shasta County Air Quality Mgmt District  
 1855 Placer St., Suite 101  
 Redding, CA 96001 fax (530) 225-5237

Electronic Filing:

*Clerk of the Board,*  
 Environmental Appeals Board  
 U.S. Environmental Protection Agency  
 200 Pennsylvania Avenue, NW (1103M)  
 Washington, DC 20460-0001

(202) 233-0121

Kara Christenson, Regional Counsel  
 Office of Regional Council, EPA Region 9  
 75 Hawthorne St.  
 San Francisco, Ca 94105  
 fax (415) 947-3583

(with cover letter, Attn: Kara Christenson)

Chairman Mary D. Nichols  
 Air Resources Board  
 1001 "P" Street  
 Sacramento, CA 95812 fax (916) 445-5025

  
 Heidi Strand Executed: 4/9/2014