

PRO SE - Marily Woodhouse - Amicus Curiae

BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In re: Sierra Pacific Industries  
PSD Permit No.94-VP-18b  
(Docket Number to be set)  
Respondents: EPA Region 9, Shasta County Air Quality Management District

RECEIVED  
2014 MAR 17 11 17 AM  
ENVIR. APPEALS BOARD

NON-PARTY AMICUS BRIEF

PRO SE Amicus Curiae Marily Woodhouse Submits the following information to assist the Environmental Appeals Board ("Board") in forming a more comprehensive picture of how overall failures in oversight have resulted in degradation of public resources and impacts to community health.

Amicus Curiae Marily Woodhouse asserts:

EPA Region 9 conducted a public meeting on December 10, 2013 to answer questions and distribute information regarding a permit to allow Sierra Pacific Industries to enlarge their biomass facility from a 4 MW plant to a 31 MW plant. An exceptionally cold storm was in the area at the time of the meeting, making road conditions in the mountainous areas hazardous. These dangerous road conditions, coupled with the holiday season, made it impossible for affected residents of the area, including myself as a representative of a NGO, to attend the meeting.

Consequently, we were not given the opportunity to seek answers regarding the apparent nonsensical plan by the EPA to allow new construction and a 675% increase in the plant to be allowed as a modification of an existing permit, rather than requiring a new permit.

I, and many others stakeholders, were denied an opportunity to ask questions about the status of PSD permit No. 94-VP-18b.

Two exhibits are included with this Amicus Brief.

A. The first item is a DVD entitled "Clearcut Nation" which documents the current cumulative effects in the land area that will be used to provide the additional fuel that a larger 31 MW plant would require. This documentary provides details regarding how federal and state laws are implemented on the ground. Submitted as exhibit 1.

B. The second item is one of Sierra Pacific Industries Herbicide Spray Plans for 2010. No evaluation of the significant increase in biomass consumption that would be required to fuel this 31 MW plant would be credible without consideration of the subsequent increased use of Herbicides and their effects on water quality, an issue of vital interest in California. Submitted as exhibit 2.

Amicus Curiae Marily Woodhouse hopes that the Board will consider the matter of PSD permit No. 94-VP-18b (now under appeal) in light of the information presented.

Respectfully submitted on March 14, 2014.

Marily Woodhouse

The Battlecreekalliance.org  
(530) 474-5803  
P.O. Box 255  
Montgomery Creek, CA 96065

2010 Herbicide Application Plan					
Central Valley Regional Water Quality Control Board					
Notice of herbicide application					
THP	Plan Name	Herbicide	Rate	App. Method	App. Time
✓ 2-07-151-SHA	Skunk	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-06-150-SHA	Strawberry	Imazapyr	32Oz/Ac.	Ground	Summer
		Triclopyr	32Oz/Ac.	Ground	Summer
✓ 2-07-117-SHA	Huey	Hexazinone	3.5#/Ac.	Air	Fall
✓ 2-04-046-SHA	Guttman	Glyphosate	48Oz/Ac.	Ground	Summer
✓ 2-07-090-SHA	Minnesota Slim	Hexazinone	32Oz/Ac.	Air	Fall
		Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-07-125-SHA	Hog Pit	Hexazinone	32Oz/Ac.	Air	Fall
✓ 2-04-131-SHA	North Fork	Glyphosate	48Oz/Ac.	Ground	Summer
✓ 2-04-193-SHA	South Fork	Glyphosate	48Oz/Ac.	Ground	Summer
✓ 2-04-098-SHA	Rattle Rock	Glyphosate	48Oz/Ac.	Ground	Summer
✓ 2-05-145-SHA	Blue Onion	Imazapyr	32Oz/Ac.	Ground	Summer
		Hexazinone	3.5#/Ac.	Air	Fall
✓ 2-04-176-SHA	Jerusalem	Glyphosate	32Oz/Ac.	Ground	Spring
✓ 2-04-196-SHA	Eagle Creek	Glyphosate	32Oz/Ac.	Ground	Summer
	Whitneu	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-05-154-SHA	Haynes Flat	Hexazinone	3#/Ac.	Air	Fall
✓ 2-04-130-SHA	Green Burney	Hexazinone	3#/Ac.	Air	Fall
✓ 2-06-128-SIS	Little Widow	Glyphosate	32Oz/Ac.	Ground	Summer
		Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-111-Las	Muck Valley	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-073-Mod	Big Widow	Imazapyr	32Oz/Ac.	Ground	Summer
		Glyphosate	32Oz/Ac.	Ground	Summer
✓ 2-09-039-Mod	Flat Horse	Imazapyr	32Oz/Ac.	Ground	Summer
		2,4-D	32Oz/Ac.	Ground	Summer
✓ 2-09-070 SHA	Whitneu	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-07-134 SHA	Signal Butte	Imazapyr	32Oz/Ac.	Ground	Summer
		Glyphosate	48Oz/Ac.	Ground	Summer
→ 2-09-041 TRI	Halls	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-042 SHA	Derby	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-043 SHA	Tea Bag	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-046 SHA	Glenn Miller	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-055 SHA	Oakie	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-064 SHA	Plumb Tuckered	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-068 SHA	Uncle Jessie	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-069 SHA	Bear Canyon	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-071 SHA	Philly	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-072 SHA	Coda	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-09-081 SHA	Tranni	Imazapyr	32Oz/Ac.	Ground	Summer
→ 2-09-102 SHA	Ozzie Nelson	Imazapyr	32Oz/Ac.	Ground	Summer
* 2-09-110 SHA	Soda Pop	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-01-216 SHA	Flume Ridge	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-04-057 SHA	Donawtawaket	Imazapyr	32Oz/Ac.	Ground	Summer
✓ 2-05-143 SHA	Flying Goose	Hexazinone	32Oz/Ac.	Air	Fall
2-06-129 SHA	Quail Hunt	Hexazinone	32Oz/Ac.	Air	Fall