

PRO SE Petitioner Celeste Draisner

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

In re: Sierra Pacific Industries)
PSD Permit No. 94-VP-18b)
PSD Permit No. 94-PO-18)
Respondent: EPA Region 9,)
Shasta County Air Quality Mgmt Dist.)

Docket No. 14-01

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2014 MAY 27 AM 8:28
ENVIR. APPEALS BOARD

MOTION TO FILE SUPPLEMENTAL INFORMATION

Petitioner Celeste Draisner asserts that the documents to be submitted in the motion to file supplemental information are critical to the issue of the Environmental Appeals Board's understanding of the case. The information provided is from EPA and it shows unequivocally, in EPA Region 9's own words that they were modifying PSD permit 94-PO-18 (renamed 94-VP-18b by Shasta County AQMD)

Below are emails between EPA Region 9 FOIA officer Shaheerah Kelly and Heidi Strand.

- Kelly, Shaheerah
- Today at 12:39 PM

To hswriter@frontiernet.net Johnson, Ivry Wilder, Ceciley

Heidi,

Attached is the SCAQMD PSD permit referred to in your FOIA request.

Please note that SCAQMD's permit was issued in 1995, not 1994, as stated in previous public notices.

Feel free to contact me for questions.

Shaheerah Kelly

Permits Office, Air Division (ATR-3)

U.S. Environmental Protection Agency, Region 9

San Francisco, CA 94105

Phone: 415-947-4156

Fax: 415-947-3579

Email: kelly.shaheerah@epa.gov

V.10 Initial SPI PSD Permit Issued by SCAQMD 15JUN1995.pdf [94-PO-18]

From: hswriter@frontiernet.net
Sent: Monday, May 19, 2014 10:34 AM
To: R9FOIA; Rose Flame; mweiser@sabcc.com; marily-lobo@hotmail.com
Subject: Re: Final Disposition, Request EPA-R9-2014-005699

Wow, this is the second time I told them they were not providing the information I requested. In my FOIA I asked Region 9 to identify the PSD permit they referred to but did not name in their modification to issue PSD permit SAC 12-01 for Sierra Pacific Industries.

Please either deny or respond to the information requested.

Sincerely,

Heidi Strand

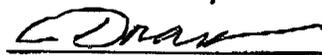
Heidi Strand requested that EPA Region 9 identify the PSD permit the region stated it was modifying in two public notices for PSD SAC 12-01.

On May 19, 2014, EPA FOIA officer Shaheerah Kelly attached PSD permit 94-PO-18 and identified it as the PSD permit the Region modified to issue SAC 12-01.

Region 9, in their own words and supporting documents acknowledge they modified PSD permit 94-PO-18 (renamed 94-VP-18b) issued in 1995.

Pctitioner hopes this clears up the question of jurisdiction in this case. Hopefully this will allow the case to be heard on its merits.

Respectfully Submitted,



Celeste Draisner
Citizens For Clean Air
P.O. Box 172,
Whitmore, CA 96096
Phone: (530) 223-0197

Date: May 25, 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 94-PO-18 (renumbered 94-VP-18b/d) were sent to the following Respondents/Interested Parties in the manner indicated:

- Motion for leave to file Motion
- Motion to file supplemental Information

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Chairman Mary D. Nichols
 Air Resources Board
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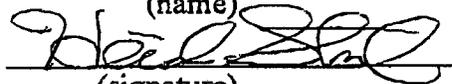
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Clerk of the Board,

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

Fax (202) 233-0121

Executed: 5/25/2014

Heidi Strand
 (name)

 (signature)

Phony bombs found outside courthouse

SIERRA PACIFIC EPA issues new permit

■ Plant to expand to 31 megawatts

By Damon Arthur
darthur@redding.com
530-225-6226

After years of appeals and hearings, the U.S. Environmental Protection Agency issued a permit allowing Sierra Pacific Industries, of Anderson, to expand its biomass electricity plant in Anderson.

Mark Pawlicki, a spokesman for SPI, said the permit, issued Friday, was good news for the company.

"It should have been up and running by now. There were delays and appeals, but we persisted," Pawlicki said. "It is a very big deal. We think it's good for us, good for the community and good for renewable power."

The permit allows SPI to expand its existing 4-megawatt power plant to 31 megawatts. The plant mainly burns wood waste from SPI's sawmills in Anderson and Shasta Lake. It will also burn slash from forest logging and thinning, Pawlicki said.

While SPI officials were looking forward to beginning construction on the plant after Memorial Day, Celeste Draisner, who had worked with a group called Shasta County Citizens for Clean Air, said she was disappointed that the permit was issued.

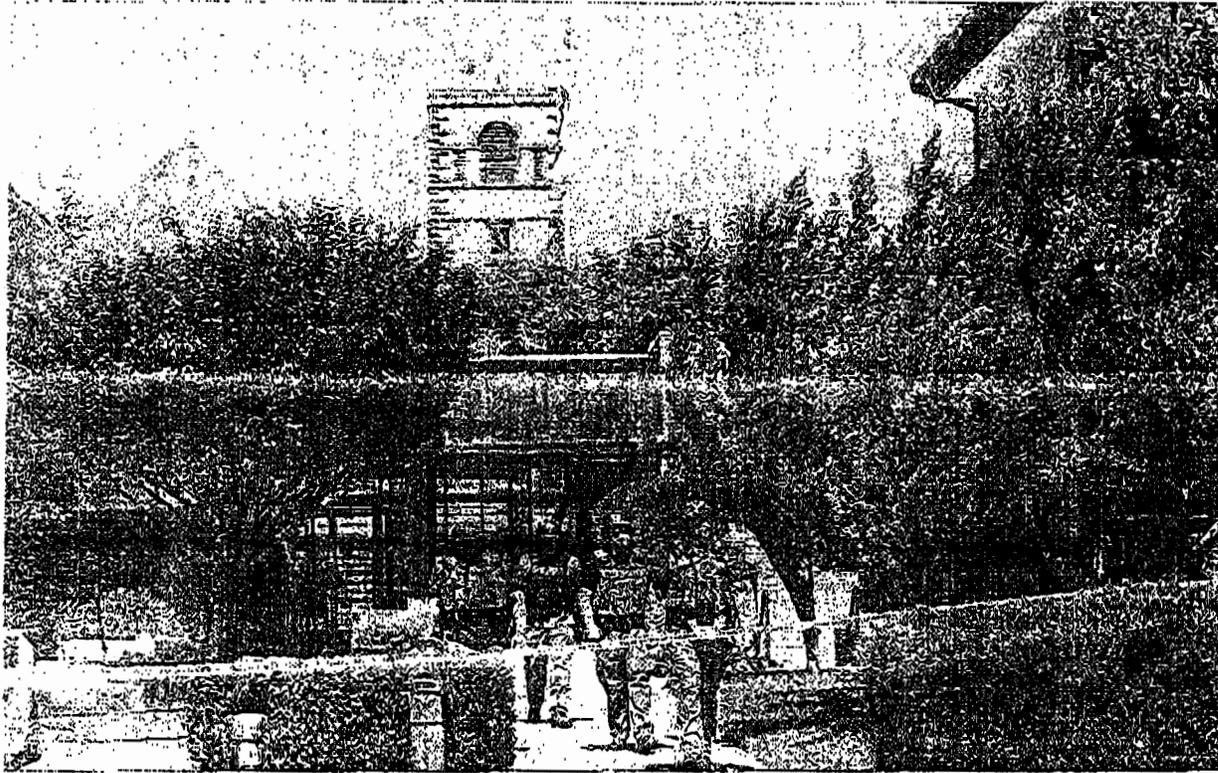


PHOTO BY ANDREAS FUHRMANN/RECORD SEARCHLIGHT

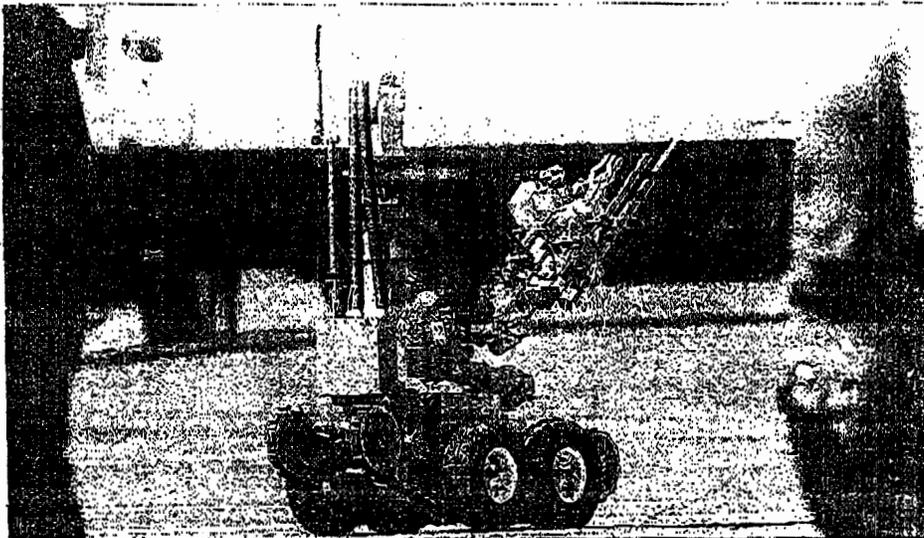
The Shasta County Bomb Squad checks the perimeter of the Tehama County Courthouse in Red Bluff on Monday after two suspicious devices were found outside the courthouse.

Red Bluff businesses included in an evacuation

By Alayna Shulman
ashulman@redding.com
530-225-6372

Two suspicious devices found outside the Tehama County Courthouse in Red Bluff on Monday turned out to be fakes crafted to look like pipe bombs, officials said — leading area business owners to speculate that a scofflaw planted the objects to avoid a court date.

Both objects were discovered about 6:30 a.m. and forced the closure of several roads in downtown Red Bluff until just after 2:30 p.m., with nearby businesses including the



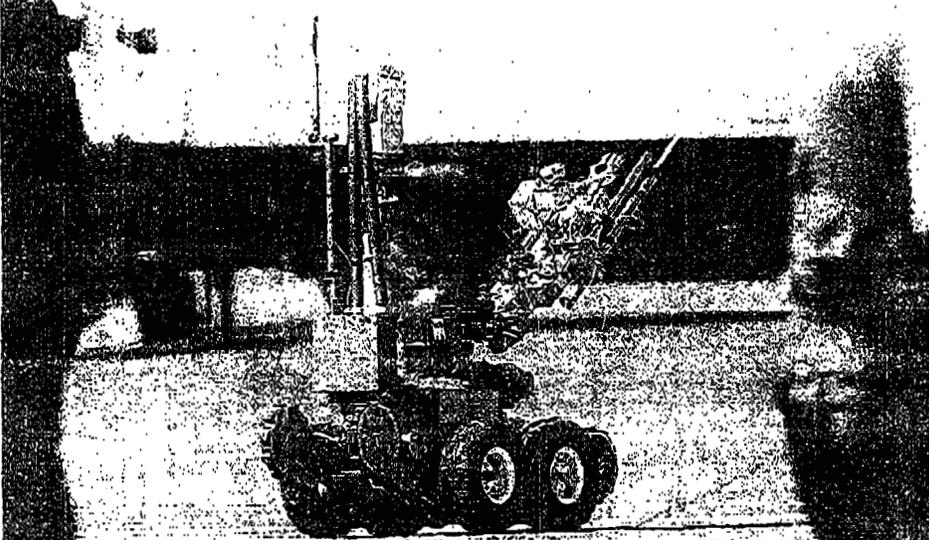


County Bomb Squad checks the perimeter of the Tehama County Courthouse in Red Bluff on Monday after two bombs were found outside the courthouse.

Red Bluff businesses included in an evacuation

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A bomb robot rolls toward one of two suspicious devices. An investigation with the Tehama County Sheriff's Office, Red Bluff Police Department and some state agencies is underway, officials said.

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VIDEO

To see video from the bomb investigation, go to Redding.com.

...seen fleeing, apparently believing the sound to be an explosion.

"Oh, Lord!" one woman cried before running away from the courthouse down Pine Street.

Others hung around to see the law enforcement drama unfold, with a bomb squad robot and stern-faced, helmeted technicians setting the scene.

"There was quite a hub-bub," said Sarah Rider, co-owner of women's clothing store Wink, which was in the evacuation zone.

Joe Dominick, owner of

Dominick's, an engineering and surveying company in the evacuated area, said the blast "was just like a shotgun sound." Dominick said he saw a picture of the device, which indeed looked like a short pipe bomb. He speculated that someone was trying to get out of going to court.

"It's court day," he said.

Rider also wondered whether that was behind the phony bombs.

"I was thinking it's probably just somebody who had a court date," Rider said. "They just didn't want to go."

Borden, however, said there was nothing to lead investigators to believe that yet.

It was the second bomb scare in as many months for downtown Red Bluff,

though Borden said the suspicious object in March turned out to be an envelope of documents someone slipped into the old courthouse building's door after hours, not an intentional effort to cause trouble.

"This is different," Borden said.

A joint investigation with the Tehama County Sheriff's Office, Red Bluff Police Department and some state agencies is underway, officials said.

Meanwhile, Tehama County Secret Witness is offering a \$1,500 reward for information that leads to the arrest and conviction of the suspect or suspects. Secret Witness can be reached at 529-1268. Tipsters can remain anonymous.

Environmental Protection Agency issued a permit allowing Sierra Pacific Industries, of Anderson, to expand its biomass electricity plant in Anderson.

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While SPI officials were looking forward to beginning construction on the plant after Memorial Day, Celeste Draisner, who had worked with a group called Shasta County Citizens for Clean Air, said she was disappointed that the permit was issued.

"It's devastating. It really is. The government wants to build the factory as dirty as they can, without best available control technology," Draisner said.

Gerardo Rios, the manager of the EPA's permits office, said Monday that additional emission controls were not placed on the plant because it was already clean-burning.

The permit regulates nitrous oxide emissions, fine particulate matter pollution, carbon dioxide and carbon monoxide. Nitrous oxide contributes to ozone pollution.

The plant's maximum emissions for nitrous oxide are 267 tons a year, 472 tons a year for carbon monoxide and 41 tons a year of fine particulate matter. The plant will also emit 432,439 tons per year

See PERMIT, 2A

FROM :

ned or was blown during the storm south of Tupelo, County Coroner Cillentine Green. Thern Alabama, ner's office cono deaths Monday r that caused ex- mag west of the hens, said Lim- any Emergency ita White. White victims could be in the wreckage d buildings, but ould not reach as because of iver lines. ely, Limestone ner Bill Larimer cived reports of s in the county of his workers. e governor's of- ate emergency ild immediately ose deaths. us watches and were still active a shortly before Monday, with s warning the ther could con- ght.

philosophy 'avoids errors'

By Julie Pace
Associated Press

MANILA, Philippines - President Barack Obama vigorously defended his foreign policy record Monday, arguing that his cautious approach to global problems has avoided the type of missteps that contributed to a "disastrous" decade of war for the United States.

Obama's expansive comments came at the end of a weeklong Asia trip that exposed growing White House frustration with critics who cast the president as weak and ineffectual on the world stage. The president and his advisers get particularly irked by those who seize on Obama's decision to pull back from a military strike in Syria and link it with virtually every other foreign policy challenge, from Russia's threaten- ing moves in Ukraine to

PHONE NO. :
tiveness in Asia's territo- rial disputes.

"Why is it that every- body is so eager to use military force after we've just gone through a decade of war at enormous costs to our troops and to our budget?" Obama said dur- ing a news conference in the Philippines.

Summing up his foreign policy philosophy, Obama said it was one that "avoids errors."

White House advisers argue in part that Obama's approach puts him on the side of a conflict-weary American public, some of whom voted for him in the 2008 election because of his early opposition to the Iraq War.

The Syria scenario has trickled into Obama's rela- tionship with Asia, where anxious allies spent much of the last week seeking assurances from the pres- ident that he would have their back if China used military force to take the advantage in the region's numerous territorial dis- putes.

rector, said the commis- sion should "raise its sights and think of planning all the way to the river."

In 1989: Handguns and shotguns are no match for semi-automatic rifles, so the California Highway Patrol is giving its officers a chance to defend them- selves with the Ruger Mini-14.

PERMIT from 1A

of carbon dioxide, accord- ing to the permit.

Issues surrounding the plant's greenhouse gas emissions led to the Shasta County Planning Depart- ment officials in 2011 twice rewriting the greenhouse gas portions of an envi- ronmental impact report on the plant.

Draisner's group had filed appeals with the EPA trying to stop the plant. They were able to get the agency to hold a public hearing on the permit, held in Anderson in December. Most of those who spoke during the hearing were in favor of the plant.

Pawlicki said the plant will cost more than \$40 million and take about a year to build. He estimated that about 50 people would be involved in construc- tion, and that SPI would employ about 18 people at the plant after it is com- pleted.

The Shasta County Air Quality Management Dis- trict still needs to issue a per- mit to SPI, but Pawlicki said hearings have already been held on their application.

Electricity generated from the plant would be used to power SPI's saw- mill. Excess power will be sold, Pawlicki said.

more heavily on groundwater to de- liver part of the drinking water sup- ply for its 6,100 customers.

The plan includes drawing about .200 acre-feet from its wells, some high pump about 700 gallons of ater a minute.

There was a small bright spot for w development. It will be given nited amounts of water.

Bella Vista also eased up on its re- strictions of outdoor water use. Households will be allowed to ner their lawns before 11 a.m. and ter 6 p.m. on calm summer days. sidents, however, will not be al- ved to wash their cars or drive- ys. New ponds and lakes will not filled either.

Going into the meeting, David mbelton, of Bella Vista, was rried about what his water bill ould look like if his family of

eight used more than it was allo- cated. He moved into the district last year. Previously, the home he is in had gone vacant 18 months. Based on a three-year average, he calculated that meant an alloca- tion of 15 percent and a possible bill of more than \$1,500, provided he used 40 percent this year of what he used last year.

"They are doing the best they can with what they've got. Obviously they've got to take a look at the big- ger picture for everybody. But I be- lieve they should take individuals and make variances," Hambelton said.

He was upbeat after the vote. "It is way higher than it was. At that rate, it's going to be totally dif- ferent numbers," he said. "But I am still going to go in and talk (about a variance)."

For the record
Searchlight reporters

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~ 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 Modification SAC 12-01/ PSD permit 94-PO-18/94-VP-18b/d were sent to the following Respondents/Interested Parties in the manner indicated:

- Petition regarding PSD Modification SAC 12-01/PSD permit 94-PO-18 plus attachments.

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RUSSELL S WADE
 (name)
Russell S Wade 5-23-14
 (signature) (date)