

US EPA ARCHIVE DOCUMENT

**PUBLIC NOTICE OF FEDERAL PLANTWIDE APPLICABILITY LIMIT PERMIT
PUBLIC COMMENT PERIOD AND PUBLIC HEARING**

THE CAPITOL POWER PLANT

Draft Permit Number EPA-R3-PAL-001

**United States Environmental Protection Agency - Region III
1650 Arch Street
Philadelphia, PA 19103**

The United States Environmental Protection Agency, Region III (EPA) provides notice of, and requests public comment on, EPA's proposed action relating to a permit application submitted by the Architect of the Capitol (AOC) for a Plantwide Applicability Limit (PAL) at the Capitol Power Plant (CPP). EPA is issuing a proposed permit that would grant conditional approval, in accordance with the regulations (40 CFR 52.21(aa)), for establishing PALs to address emissions of particulate matter less than 10 micrometers (PM₁₀), nitrogen dioxide (NO₂), and greenhouse gases (GHGs). The mailing address for the AOC is U.S. Capitol Building, Washington, DC 20515. The location of the CPP is 25 E Street, S.E., Washington, DC 20003.

The proposed permit establishes PALs for PM₁₀ at 42.8 tons per year (TPY), NO_x (oxides of nitrogen, used to regulate emissions of NO₂) at 248.1 TPY, and GHGs at 203,816 TPY carbon dioxide equivalent (CO₂e). A PAL is a flexible permit that reduces the permitting burden for facilities when they make changes and ensures that emissions will not increase above the significant emissions level. A facility may modify or add new emissions units without triggering the requirements for a major preconstruction permit, so long as they maintain emissions below the PAL. A PAL does not relieve a facility from complying with any other Federal or District regulation. EPA is the permitting authority in the District for all pollutants for which the EPA has promulgated a National Ambient Air Quality Standard and for which the District is attaining that standard. EPA is also the permitting authority for all other pollutants regulated under the Clean Air Act, such as GHGs.

Public Comment Process:

The public comment period for this proposed action will open on August 29, 2012. Any interested person may submit written comments on the draft permit during the public comment period. EPA will consider all submitted comments in its final decision making process. Persons who submit comments to EPA should state:

1. The action you wish EPA to take, including specific references to the portions of the draft permit you believe should be changed, if any; and
2. The reasons supporting your position, stated with sufficient specificity as to allow EPA to evaluate the merits of your position.

All comments received during the comment period will be included in the administrative record and will be available to the public. The public comment period for the draft permit ends on October 1, 2012. To be considered, written comments should be postmarked no later than October 1, 2012.

Comments should be submitted via email to gordon.mike@epa.gov or to:

**Mike Gordon, 3AP10
U.S. Environmental Protection Agency – Region III
1650 Arch Street
Philadelphia, PA 19103**

In addition, EPA will hold a public hearing at the following time, date, and location:

**Monday, October 1, 2012 – 5:00 PM to 7:00 PM
Washington Council of Governments
777 North Capitol Street, NE
Suite 300
Washington, DC 20002**

The public hearing is a formal opportunity for you to submit oral or written statements and data concerning the draft permit. Persons wishing to attend the hearing will be required to sign in to the visitor registration system prior to entry, and should plan on the registration taking 10-15 minutes to complete. The Presiding Officer may set reasonable limits on the time allowed for oral statements. A written transcript of the public hearing will be made available afterwards. The public hearing will be conducted according to the rules and procedures of 40 CFR § 124.12.

Within 30 days after the permit has been issued, any person who filed comments on the draft permit or participated in a public hearing may submit a petition to the Environmental Appeals Board (EAB) to review any condition of the permit decision. The petition shall include a statement of the reasons supporting review, including a demonstration that any issues raised were raised during the public comment period including any public hearing. Where appropriate, the petition should include a showing that the condition in question is based on:

- (1) A finding of fact or conclusion of law which is clearly erroneous, or
- (2) An exercise of discretion or an important policy consideration which the EAB should, in its discretion, review.

All data submitted by the applicant is available as part of the administrative record. The administrative record, including copies of the draft permit, original and supplemental applications, fact sheet, and other supporting documents may be viewed between 9:00 a.m. and 4:00 p.m., Monday through Friday, at EPA Region III, 1650 Arch Street, Philadelphia, PA 19103. Most documents in the administrative record may also be obtained on-line at EPA Region III's website, <http://www.epa.gov/reg3artd/>.

For more information, contact Mike Gordon at (215) 814-2039 or by e-mail at gordon.mike@epa.gov.