

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1445 ROSS AVENUE, SUITE 1200  
DALLAS, TX 75202-2733

AUG 2 2012

Ms. Kathleen Smith  
President  
La Paloma Energy Center, LLC  
4011 West Plano Parkway, Suite 128  
Plano, TX 75093

Subject: Completeness Determination for the La Paloma Energy Center (LPEC) Greenhouse Gas Prevention of Significant Deterioration (PSD) Permit Application

Dear Ms. Smith:

This letter is in response to your application received by this office on April 26, 2012 for a Greenhouse Gas (GHG) Prevention of Significant Deterioration (PSD) permit. After our initial review of the application, we determined that additional information was necessary in order to continue the processing of the permit. Accordingly, we sent notification that the application was determined to be incomplete on May 29, 2012. Based on our review of your response and the supplemental information provided on July 17, 2012, and on August 6, 2012, we have determined that your application is complete pursuant to 40 CFR 124.3(c).

We are drafting a proposed determination on the issuance of a GHG PSD permit. EPA will publish a public notice of that proposed determination and allow for at a minimum a 30-day public comment period. In addition, documents important to the proposed determination such as the draft permit will be made available for review by the public during the public comment period. EPA will consider and respond to all significant comments in making the final decision on the application and keep a record of the persons commenting and the issues being raised during the public participation process. As we develop our proposed determination, it may be necessary for EPA to request additional clarifying or supporting information. If the supporting information substantially changes the original scope of the permit application, an amendment or new application may be required.

Although not required as a part of our completeness determination, the EPA may not issue a final permit without determining its action will have no effect on threatened or endangered species and their designated critical habitat or until it has completed consultation under Section 7 of the Endangered Species Act (16 USC 1536). In addition, the EPA must undergo consultation pursuant to Section 106 of the National Historic Preservation Act (16 USC 470f). To expedite these consultations, the EPA requests that permit applicants provide a Biological Assessment and a cultural resources report covering the project and action area to the EPA.



If you have any questions regarding the review of your permit application, please contact Aimee Wilson of my staff at (214) 665-7596 or wilson.aimee@epa.gov.

AUG 2 2012

Sincerely yours,

*Carl E. Edlund*  
for Carl E. Edlund, P.E.  
Director

Multimedia Planning and  
Permitting Division

Mr. Kathleen Smith  
President  
La Paloma Energy Center, L.L.C.  
4011 West Plains Parkway, Suite 128  
Plano, TX 75075

Subject: Compliance Order (CRO) for the La Paloma Energy Center (LPEC) Greenhouse Gas Permit Application

Dear Mr. Smith:

cc: Mr. Mike Wilson, P.E., Director  
Air Permits Division  
Texas Commission on Environmental Quality

This letter is in response to your application received by the office on April 20, 2012. (An OHG) Permit Application (PMA) for the La Paloma Energy Center (LPEC) Greenhouse Gas Permit Application. We determined that additional information was necessary in order to continue the processing of the permit. Accordingly, we sent notification that the application was determined to be incomplete on July 17, 2012, and on August 6, 2012, we have determined that your application is complete pursuant to 40 CFR 124.7(c).

We are drafting a proposed determination on the issuance of a OHG PMA permit. EPA will publish a public notice of that proposed determination and allow for a minimum a 30-day public comment period. In addition, documents important to the proposed determination such as the draft permit will be made available for review by the public during the public comment period. EPA will consider and respond to all significant comments in making the final decision on the application and keep a record of the process. Commenting and the issues being raised during the public participation process. As we develop our proposed determination, it may be necessary for EPA to request additional clarifying or supporting information. If the supporting information substantially changes the original scope of the permit application, an amendment or new application may be required.

Although not required as a part of our completeness determination, the PMA may also have a final permit without determining its action will have an effect on limited or endangered species and their designated critical habitat or will it has completed consultation under Section 7 of the Endangered Species Act (16 USC 1536). In addition, the PMA may undergo consultation pursuant to Section 106 of the National Historic Preservation Act (16 USC 4701). To expedite these consultations, the EPA requests that permit applicants provide a Biological Assessment and a cultural resources report covering the project and action area to the PMA.