

1/3/11

Tel Linda Lewis + William Sings

- Chief - on 308 letter →

→ Determine which permits to analyze -

- Re Jordan was involved in selecting the permits

- I said some explanation it might help explain on the record

- ~~the~~ any data gaps that exist

- I said that they'd not give us some of what we'd asked for

at the same time to say that the reason was they'd focused

on NH was just that spins the tech side of things & is not an adequate response

- But that we were going to move ahead w/ what we have for

- data (for what we can collect elsewhere) & not delay for ~~the~~ another round of 308 letters + responses- ~~the~~ the part of the part #

- They asked if we had any more thoughts about a solution to their problem (regarding clear authorization to operate the FGD units)

and F said ² No - our plan is still as outlined by Stephen - issue the full draft permit & get public comment→ ³ Then we can go forward there and decide how to proceed at ¹ - issuing the full permit does not by itself preclude any particular course of action

- They explained that this leaves the agency at a lack of certainty

- And I said, ~~the~~ the operational difficulty of it, but this tech issue was brought up very, very late in process → It would

have been better fact to have been revised back in '05, '06 when FGD was being selected (i.e. like at Westminster works - simultaneous)

- They acknowledged that this was so, ~~and~~ said they hadn't anticipated anyone trying to block the FGD units

(this is not really a response to the problem of bringing this up a little in the permit process -- the tech standards would need to be satisfied whether or not someone wanted to string the plant -- but I didn't say this to them)

- I do ask if under the state law they really could do what was done by the NPDES permit was held up & since the state law seemed to mirror the 2013

decision contingent on all permits being obtained [I do said we didn't want delay in being ^I started to ask again whether CEF did really shut them down by expediting the NPDES permit?]

- they didn't really say yes; they instead said well delay will delay the air improvements, which expensive (energy costs) & not lead to non-compliance w/ future air standards that they expect in place by 2013 (EPA energy and ^{some other standard} there - right?)

- they seemed not to say that the state 2013 ^{decision} ~~bill~~ did require shut down