



# San Diego County Air Pollution Control District

November 25, 2022

**NOTICE OF PRELIMINARY DECISION BY THE  
SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT TO ISSUE AN  
INITIAL FEDERAL TITLE V OPERATING PERMIT  
(This Proposed Initial Title V Permit Supersedes the Proposed Initial Title V  
Permit for which the Public Notice was issued on August 19, 2022)**

Notice is hereby given that, in accordance with Regulation XIV - Title V Operating Permits of the San Diego County Air Pollution Control District's (District's) Rules and Regulations, the District has made a preliminary decision to approve an application (Application No. APCD2019-APP-005818) for the initial federal Title V Operating Permit (Permit No. APCD2021-TVP-00046) for the following company and at the following location:

- Carlsbad Energy Center
- 4950 Avenida Encina, Carlsbad, CA 92008

The District has determined that this facility is currently operating in compliance, and is expected to continue complying, with all applicable District, State and Federal air quality Rules and Regulations and requirements. The proposed Title V Operating Permit incorporates conditions necessary to ensure ongoing compliance with all applicable air quality District, State and Federal requirements.

The District is seeking comments on the proposed initial Title V Operating Permit for this facility. Written comments concerning the District's proposed action may be submitted for a period of 30 days, commencing on November 25, 2022, and ending on December 25, 2022. Please direct your comments to the attention of Arthur Carbonell, via mail (10124 Old Grove Road, San Diego, California, 92131), or via email at [apcdengineering@sdapcd.org](mailto:apcdengineering@sdapcd.org). Documents related to the proposed action are available for public review at the District's office and online at <https://bit.ly/Permit-Notices>.

Members of the public may also petition the District, pursuant to District Rule 1415(b), to request a public hearing to receive comments on the proposed Title V Operating Permit. If the District's Air Pollution Control Officer determines that reasonable cause exists, a public hearing will be scheduled, and a notice of the public hearing will be issued 30 days in advance of the public hearing.

Concurrently with the public comment period, District Rules call for a 45-day review

period by the United States Environmental Protection Agency (EPA) commencing on November 25, 2022, and ending on January 9, 2023. The public may petition EPA to object to the proposed Title V permit within 60 days of expiration of EPA's review period, if EPA has not provided an objection. Any such petition must be based on objections that the petitioner raised with reasonable specificity during the public comment period, unless the petitioner demonstrates either that it was impracticable to raise such objections within the public comment period or that the grounds for the objection arose after the public comment period closed. The petitioner shall provide a copy of such petition to the District (permitting authority) and the facility. EPA's website contains more information on petitions, including instructions for submitting a petition and the required content of petitions at: <https://www.epa.gov/title-v-operating-permits/title-v-petitions>.

Should you have any questions regarding this notice or wish to make an appointment to review documents related to this action, please contact us at [apcdengineering@sdapcd.org](mailto:apcdengineering@sdapcd.org) or (858) 586-2600.