

FOR YOUR INFORMATION

NOTICE OF PRELIMINARY DECISION BY THE SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT TO ISSUE A RENEWAL FEDERAL TITLE V OPERATING PERMIT

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 Air Pollution Control Officer has made a preliminary decision to approve application APCD2018-APP- 005651 for a renewal of a federal Title V Operating Permit (APCD2010-TIV-00025) for the following company:

- Otay Mesa Energy Center, LLC, a power generation facility located at 606 De La Fuente Court, San Diego, CA 92154.

The District performed an evaluation of the air pollution impacts of this proposal. The District has determined that the facility is currently operating in compliance and is expected to operate in compliance with all applicable District, State and Federal Rules and Regulations and requirements. The proposed Title V Operating Permit incorporates conditions necessary to ensure compliance with all applicable District, State and Federal requirements.

The District is seeking comments on the proposed renewal 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 March 16, 2023 and ending on April 16, 2023. Please direct your comments to the attention of John Annicchiarico, by mailing them to San Diego County Air Pollution Control District, 10124 Old Grove Road, San Diego, California, 92131, or via email at apcdengineering@sdapcd.org. Documents relating to the proposed action are available for public review at this address and online at sdapcd.org.

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 March 16, 2023 and ending on April 30, 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 were 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 or (858)586-2600. 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 Air Pollution Control Officer determines that good 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.

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