



NORTH DAKOTA
DEPARTMENT of HEALTH

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FILE

December 7, 2011

Mr. Carl Daly
Director, Air Program
U.S. EPA, Region 8
1595 Wynkoop Street
Denver, CO 80202-1129

Re: Great River Energy Coal Creek Station NO_x BART Determination

Dear Mr. Daly:

Following-up on our earlier communications, I am writing to advise EPA Region 8 concerning developments associated with the North Dakota Regional Haze State Implementation Plan (Regional Haze SIP).

As we advised you by letter dated November 14, 2011, Great River Energy (GRE) advised the Department in July of this year that it had discovered errors in its previously submitted BART Emission Control Analysis for its Coal Creek Station (CCS). The Department utilized and relied upon GRE's submittal in conducting its BART Determination for CCS. As we apprised EPA, the Department's initial investigation of this circumstance determined that these errors materially and adversely affect the Department's BART assessment and determination for the CCS. Accordingly, the Department notified GRE that the Department had initiated a reevaluation of the CCS BART determination and that any supplemental information GRE wanted the Department to review as it conducts its reevaluation must be received by December 12, 2011.

By letter dated November 21, 2011, GRE submitted to the Department a refined BART analysis for the CCS, along with a copy of GRE's comments to EPA's proposed partial Regional Haze FIP for North Dakota. As has been the Department's past practice, we are providing to EPA a copy of GRE's November 21, 2011 submission to the Department, which includes GRE's *Coal Creek Station Units 1 and 2 Best Available Retrofit Technology Refined Analysis for NO_x Emissions*. The Department is evaluating GRE's submission and will determine whether the new information received from GRE requires an amendment to the State of North Dakota's Regional Haze SIP. These issues remain under the primary responsibility and authority of the Department and the State of North Dakota, and will be addressed in a reasonable and informed manner. If the Department determines that an amendment to the Regional Haze SIP is required, the public, including EPA, will of course have the opportunity to review and comment on any amendments to the SIP before they are finalized and submitted to EPA.

If you have any questions, please feel free to contact me.

Sincerely,

Terry L. O'Clair, P.E.
Director
Division of Air Quality

TLO:saj
xc: MaryJo Roth, Great River Energy

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