

NOTICE INVITING WRITTEN PUBLIC COMMENT

NOTICE is hereby given that the Bay Area Air Quality Management District invites written comments on the proposed Major Facility Review and Acid Rain Permit for the following Facility:

Application	Facility #	Facility Name	Address, City	Type of Operation
7136	B3289	Los Esteros Critical Energy Facility	1515 Alviso-Milpitas Road San Jose, CA 95134	Generation of Electricity

The facility is a power plant that is subject to Title IV of the federal Clean Air Act and the District's Regulation 2, Rule 7 – Acid Rain. Acid Rain facilities are required to obtain operating permits under Title V of the federal Clean Air Act (42 U.S.C. Section 7401 et seq.), the Federal Operating Permit Program (40 CFR Part 70) and the District's Regulation 2, Rule 6 - Major Facility Review. The permits summarize all air-related requirements that apply to each source of emissions at each facility. This notice fulfills both Title IV and Title V requirements.

The maximum emissions of regulated air pollutants that are allowed by the permit are:

Pollutant	Quantity, tons/yr
Nitrogen Oxides (as NO ₂)	75.2
Carbon Monoxide	73.1
Precursor Organic Compounds	20.8
Particulate Matter (PM ₁₀)	44.2
Sulfur Dioxide	5.8
Ammonia	110.7

The detail of the emissions of hazardous air pollutants is contained in the statement of basis.

The District invites written comment on the above proposed permit. Comments must be received by April 30, 2004. The public may also request a public hearing for this permit.

The public may petition US EPA, Region IX, Operating Permits Section at 75 Hawthorne Street, San Francisco, CA 94105 within 60 days after the end of US EPA's review to object to the permit. The beginning and end of EPA's review period can be found on EPA Region IX's website at: <http://www.epa.gov/region9/air/permit/epssdata.htm>.

The proposed Major Facility Review permit, application, and evaluation report are available for public inspection at the San Jose Main Library located at 180 W. San Carlos Street, San Jose, CA, the Santa Teresa Branch Library located at 290 International Circle, San Jose, CA and at the District Headquarters, 939 Ellis Street, San Francisco, CA, in the Permit Services Division, 3rd Floor. For an appointment, please call May Leung at (415) 749-4729.

The proposed revised permit and evaluation report are also available on the District's webpage at the following address: <http://www.baaqmd.gov/pmt/t5/t5publicnotices/t5publicnotices.asp>. Written comments should be directed to Bob Nishimura, at Bay Area Air Quality Management District, 939 Ellis Street, San Francisco, CA 94109 or by email to bnishimura@baaqmd.gov. Any request for information or for a public hearing should be directed to Dennis Jang at (415) 749-4707.

Dated at San Francisco, the 19th day of March, 2004.

Signed by Jack P. Broadbent

Jack P. Broadbent

Executive Officer/

Air Pollution Control Officer

Bay Area Air Quality Management District