

FILED

JUL 15 2015

HEARING BOARD
BAY AREA AIR QUALITY
MANAGEMENT DISTRICT

BEFORE THE HEARING BOARD
OF THE
BAY AREA AIR QUALITY MANAGEMENT DISTRICT
STATE OF CALIFORNIA

<p>In the Matter of the Application of CREED ENERGY CENTER, LLC, For Emergency Variance from Regulation 2, Rule 1, Section 307; Regulation 2, Rule 6, Section 307; and Permit Condition #20136, Parts 198.2. and 23.b. (Site #B4414).</p>	}	<p>Docket No.: 3675 ORDER GRANTING EMERGENCY VARIANCE</p>
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The above-entitled matter, being an Application for Emergency Variance (EV) from the provisions of Regulation 2, Rule 1, Section 307; Regulation 2, Rule 6, Section 307; and Permit Condition #20136, Parts 198.2. and 23.b., was filed on June 30, 2015 after initial contact by telephone at 4:17 p.m. on June 29, 2015, and having been considered by the Hearing Board,

THE HEARING BOARD STATES as the reasons for its decision and FINDS as to those matters in which findings are required:

A. Applicant filed an application under the EV procedures, Hearing Board Rules, Section 2.5. Pursuant to Health and Safety Code Sections 42359 and 42359.5, and the Hearing Board determined that this Application properly could be ruled upon without notice and hearing. Prior to making this determination, and in accordance with Hearing Board Rules Section 2.5.d.2, the Hearing Board requested and received a response to this Application from

1 the Executive Officer/Air Pollution Control Officer for the Bay Area Air Quality
2 Management District (Air District). The Air District staff response recommended the
3 Application for EV be granted.
4

5 B. Applicant operates a 'peaker' natural gas-fired power plant located at 6150
6 Creed Road, Suisun City, CA 94585.

7 C. Applicant is currently investigating the cause of the excess of ammonia
8 emissions from Source #1 that were indicated in a source test on June 25, 2015, have
9 scheduled a re-test and, if any problem is identified, will promptly address it.

10 D. Applicant requested a variance period of June 29, 2015, at 4:17 p.m., to July
11 29, 2015, at 4:16 p.m. (30 days) and estimates the following excess emissions during that
12 period:

13 Ammonia (Unknown, if any) lbs/day

14 E. Compliance is beyond Applicant's reasonable control.

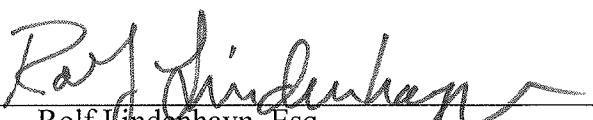
15 F. Closing down Applicant's operation could result in an inability to supply
16 critically needed additional electricity in the Bay Area during the current summer period.

17 G. The Applicant does meet the good cause standard for issuance of an EV.

18 THEREFORE, THE HEARING BOARD ORDERS:

19 An Emergency Variance from Regulation 2, Rule 1, Section 307; Regulation 2, Rule
20 6, Section 307; and Permit Condition #20136, Parts 198.2. and 23.b., be and is hereby granted
21 from June 29, 2015, at 4:17 p.m., to July 29, 2015, at 4:16 p.m., subject to Applicant taking
22 more detailed source tests in the week ahead and paying all applicable fees.
23

24 Applicant shall monitor emissions and report them to the Air District.

25 
26 Rolf Lindenhayn, Esq.
27 Vice-Chairperson, Hearing Board

28 7/15/2015
Date

