

## DOCKETED

<b>Docket Number:</b>	15-AFC-01
<b>Project Title:</b>	Puente Power Project
<b>TN #:</b>	212939
<b>Document Title:</b>	Record of Conversation between EPA and AQ Staff
<b>Description:</b>	N/A
<b>Filer:</b>	Cenne Jackson
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	8/25/2016 8:04:35 AM
<b>Docketed Date:</b>	8/25/2016

**CALIFORNIA ENERGY COMMISSION**  
**REPORT OF CONVERSATION Page 1 of 1**



*Siting, Transmission  
 and Environmental  
 Protection Division*

**FILE: Puente ROC EPA and  
 AQ Staff**

**PROJECT TITLE: Puente Power Project (P3) Docket: 15-AFC-01**

<b>TECHNICAL AREA(S): Air Quality</b>			
<input checked="" type="checkbox"/> <b>Telephone</b>	(916) 654-3846	<input type="checkbox"/> <b>Meeting Location: Phone</b>	
<b>NAME:</b>	Jacquelyn Record and Gerry Bemis	<b>DATE:</b>	8/2/16 <b>TIME:</b> 2:00 PM
<b>WITH:</b>	Region 9 Environmental Protection Agency (EPA) – Lisa Beckham and Cleve Holliday		
<b>SUBJECT:</b>	Puente – Preliminary Determination of Compliance (PDOC)		

**COMMENTS:**

Background/discussion:

On November 10, 2015, the Ventura County Air Pollution Control District’s (District’s) Air Pollution Control Board adopted revisions to Rule 26.13 New Source Review – Prevention of Significant Deterioration (PSD). The Board adopted revisions to four sections including the addition of several new subsections to Rule 26.13. These revisions were requested by USEPA to address deficiencies identified in the rule as originally proposed by the District. District staff added additional minor editorial revisions. The overall intent of Rule 26.13 is to adopt 40 CFR Section 52.21, the federal PSD regulation, by reference. Rule 26.13 was submitted to EPA for approval into the California State Implementation Plan (SIP) on March 11, 2016.

Once approved, the revisions to Rule 26.13 will delegate PSD permitting authority from EPA to VCAPCD. The November 10, 2015 revisions include updates required as a result of court decisions and clarifications regarding enforceability and responsible parties.

Staff spoke with EPA Region 9 representatives Lisa Beckham and Cleve Holliday. We discussed whether or not PSD has been delegated to the local Air District (VCAPCD) per Rule 26.13. Both Region 9 and Energy Commission staff agree the PSD provision of this rule is not federally enforceable until the rule has been adopted into the SIP. EPA is reviewing Rule 26.13 for SIP approval and working with the District to obtain additional information prior to approval. Once the rule is approved into the California SIP, local PSD actions will be federally enforceable and the district will be “acting in the role of” EPA. At that point, PSD issues would be addressed in any Determination of Compliance (DOC) done for future Energy Commission permitting activities and in local permitting activities for any proposed projects not subject to Energy Commission permitting.

<b>cc:</b>	<b>Date:</b> 8/2/16	<b>Signed: &lt;Signed&gt;</b>
		<b>Name: Jacquelyn Record</b>