

# LEGAL NOTICE

and

## Preliminary Determination for an Air Quality Permit for

### Lea Power Partners LLC

Lea Power Partners LLC, 98 N Twombly Lane Suite 200, Hobbs, NM has submitted an air quality permit application to the Air Quality Bureau (AQB), New Mexico Environment Department (NMED) for an air quality permit to modify Hobbs Generating Station. The application file has been assigned Permit No. 3449-M1 and TEMPO Agency Interest ID No. 25726. The exact location of the facility is/will be at latitude 32 deg, 43 min, 41.7 sec and longitude -103 deg, 18 min, 34.2 sec. To aid in locating this facility, the approximate location is 10 miles W. of Hobbs in Lea County, New Mexico.

The proposed modification will consist of revising the ammonia emissions from each of the two turbine/duct burner/SCR from 5 ppmvd @ 15% O<sub>2</sub> to 10 ppmvd @ 15% O<sub>2</sub> to align these emissions with the expected performance of the existing pollution controls while providing an adequate margin for compliance; no physical changes to any emission source at the facility are proposed.

Total air pollutant emissions to the atmosphere are estimated to be approximately Nitrogen Oxides (NO<sub>x</sub>) at 152.4 tons per year (tpy); Carbon Monoxide (CO) at 312.5 tpy; Volatile Organic Compounds (VOC) at 77.0 tpy; Sulfur Dioxide (SO<sub>2</sub>) at 80.7 tpy; Total Suspended Particulate Matter (TSP) at 122.0 tpy, Particulate Matter 10 microns or less (PM<sub>10</sub>) at 121.4 tpy, Formaldehyde at 1.9 tpy, and Ammonia (NH<sub>3</sub>) at 281.3 (increase of 134.7). These emission estimates could change slightly during the course of the Department's review of the application.

61 tons per year of total suspended particulates (TSP), 61 tons per year of particulate matter less than 10 microns (PM<sub>10</sub>), 153.7 tons per year of nitrogen oxides (NO<sub>x</sub>), 315.2 tons per year of carbon monoxide (CO), 77.1 tons per year of volatile organic compounds (VOC), 80.7 tons per year of sulfur oxides (SO<sub>x</sub>), 254.2 tons per year of ammonia, and 2 tons per year of formaldehyde

The NMED has conducted a preliminary review of the information submitted with the permit application. The preliminary review and applicant's dispersion modeling analysis indicates that the facility's air emissions will meet the ambient air quality standards for CO, NO<sub>2</sub>, SO<sub>2</sub>, TSP and PM<sub>10</sub>. A full review will evaluate the estimated emission rates and the air quality dispersion modeling analysis to determine compliance with ambient air standards.

Based on the applicant's analysis, a preliminary determination is that this facility will comply with the requirements of Title 20, New Mexico Administrative Code (NMAC), Chapter 2, Parts 3, 61, 72, 73, 74, 75, 77, 80 and 84; 40 CFR 50; 40 CFR 60 Subparts KKKK; 40 CFR 73; and the New Mexico Air Quality Control Act. Therefore, the preliminary intent of NMED is to issue the air quality permit on or before October 23, 2011. This source is a major source according to 20.2.74 NMAC, PSD. The source is expected to consume 0% of the CO, NO<sub>2</sub>, SO<sub>2</sub> and PM<sub>10</sub> increments.

The permit application is available for review in electronic or hard copy at the Air Quality Bureau Office, 1301 Siler Road, Building B, Santa Fe, New Mexico. To arrange viewing of this application contact Teri Waldron, at 505-476-4355 or [teri.waldron@state.nm.us](mailto:teri.waldron@state.nm.us). The permit application is also available at the NMED Roswell Office, located at 1914 W. Second, Roswell, NM 88201 for public review.

All interested persons have thirty (30) days from the date this notice is published, to notify the Department in writing of their interest in the permit application. The written comments should refer to the

company name, site name and Permit No. (or send a copy of this notice along with your comments). The written comments shall state the nature of the issues raised and how it relates to the requirements of applicable state and federal air quality regulations and the Clean Air Act. The written comments should be mailed to Joseph Kimbrell, New Mexico Environment Dept., Air Quality Bureau, Permit Section, 1301 Siler Road, Building B, Santa Fe, New Mexico 87507-3113.

The Department will notify all persons, who have provided written comments, as to when and where the Department's analysis may be reviewed. Although all written comments will be made part of the public record, any person who does not express interest in writing prior to the end of this first thirty (30) day period will not receive such notification.

If the Department receives written public comment prior to the end of the Department's thirty (30) day public notice, the Department's analysis will be made available for review for thirty (30) days at the NMED district or field office nearest to the source before the permit will be issued. Written comments on the analysis or permit application may be submitted to the Department during this second thirty (30) day period or at any time before the permit is issued or denied.

Questions or comments not intended to be part of the public record can be directed to Joseph Kimbrell at 505-476-4347. General information about air quality and the permitting process can be found at the Air Quality Bureau's web site. The regulation dealing with public participation in the permit review process is 20.2.72.206 NMAC. This regulation can be found in the "Permits" section of this web site.