

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

In the Matter of the Appeal)
And Petition for Review of:)
BART Permit No. MD-6040)
(Jim Bridger Power Plant); and) Docket No. 10-2801
BART Permit No. MD-6042)
(Naughton Power Plant).)

**RESPONSE TO PACIFICORP'S MOTION FOR PARTIAL SUMMARY
JUDGMENT**

Public Hearing, 8/4/09

EXHIBIT 12

Best Available Retrofit Technology (EGU) PUBLIC HEARING

August 4, 2009

Rock Springs, Wyoming

Let the record show that this hearing is being convened at 6:00 pm, August 4, 2009, at Western Wyoming Community College, located at 2500 College Drive, in Rock Springs, Wyoming.

My name is Chad Schlichtemeier. I am the New Source Review Program Manager. John Corra, Director of the Department of Environmental Quality and David Finley, Administrator of the Air Quality Division of the Wyoming Department of Environmental Quality, are unable to be present this evening. However, these proceedings are being recorded and they will review the record. They must approve the final decision on the Best Available Retrofit Technology, or BART, determinations and emission controls for the Long-Term Strategy of the Wyoming Regional Haze State Implementation Plan (SIP) for the Jim Bridger Power Plant. Also present to hear comments are Darla Potter, to my right here, Josh Nall, to my left, and Cole Anderson, in the middle there.

This procedure will be conducted as an administrative hearing as provided under Chapter III of DEQ's Rules of Practice and Procedure. This means that this is not a contested case. People offering testimony this evening will not be placed under oath, and will not be subject to cross-examination or to questions from the audience.

To be most helpful to us this evening, your comments should be directed toward considerations which are within the legal jurisdiction of the Department of Environmental

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Quality. We will not engage in open discussion or rebuttal of issues raised by any participant. The presiding officer and this panel may request additional information or ask questions of any participant.

We are here to receive comments on our advertised proposed BART determinations and emission controls for the Long-Term Strategy for four existing sources located at PacifiCorp's Jim Bridger Power Plant, in section 3 of township 20 north, range 101 west, approximately four miles north of Point of Rocks, in Sweetwater County, Wyoming.

The four sources subject to BART are identically sized tangentially fired boilers burning pulverized coal generating a nominal 530 Mega Watts per source. The total net generating capacity for the Jim Bridger Power Plant is 2,120 Mega Watts.

The Division of Air Quality conducted an analysis of PacifiCorp's BART application for sources at the Jim Bridger Power Plant and on June 3, 2009, published in the Rock Spring's Daily Rocket-Miner a public notice and notice of public hearing of the Division's proposed intent to issue BART determinations and require emission controls under the Long-Term Strategy for each of the four existing sources. We also placed a copy of the application and the Division's analysis in the office of the Sweetwater County Clerk in accordance with regulations.

The purpose of the hearing is to gather information concerning the emissions of three visibility impairing pollutants, nitrogen oxides, sulfur dioxide, and particulate matter, into the atmosphere and the impact of such pollutants on nearby Class I areas,

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which for this region of the state are the Bridger Wilderness Area located approximately 61 miles northwest of the Jim Bridger Power Plant, the Fitzpatrick Wilderness Area located approximately 94 miles northwest, and Mount Zirkel Wilderness Area located approximately 115 miles southeast. The scope of the hearing will be limited to such issues in order for the Department of Environmental Quality to determine whether or not the proposed BART determinations satisfy the requirements of Chapter 6, Section 9, of the Wyoming Air Quality Standards and Regulations, as well as the issue of proposed emission controls for the Long-Term Strategy of the Wyoming Regional Haze State Implementation Plan.

The record on this matter will close at the conclusion of this hearing. Comments received by the Division prior to and during this hearing will be considered in the final decision. This hearing is being recorded by the Air Quality Division. A transcript will be placed in the Division's file in the Cheyenne office in the Herschler Building at 122 West 25th Street. Anyone wishing to obtain a copy of this record should make arrangements with the Division in Cheyenne.

As I mentioned earlier, this is not a question and answer hearing. Cross-examination of speakers will not be allowed. We are here to gather information from the public which bears on the question of whether this proposed facility permit application demonstrates compliance with our standards. If it does, we are obligated under the Environmental Quality Act to grant the permit. Following our evaluation of all comments, we will respond with a written decision. We will mail our written decision to

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everyone who comments, and who provides a legible address to us.

Attendees were requested to sign up as they entered this evening, and to indicate if they desired to present a statement.

I will ask first if PacifiCorp wishes to provide any statement which they deem appropriate, then I will use the attendance sheets and call upon other attendees in the order in which they signed up.

Please state your name and address when you start your presentation.

Please come forward to the chair to give your statement in order that the panel can hear you and that we can capture your comments for the record.

Pacificorp, do you wish to make a statement?

Mike Jenkins

My name is Mike Jenkins. I'm assistant general counsel for Pacificorp. My address is 1407 West North Temple in Salt Lake City. Pacificorp is here tonight to support this process. We understand it's an arduous undertaking to deal with Regional Haze and deal with these BART determinations. We want to express our appreciation to the Division and also our willingness to cooperate as best as we can and we hope we've shown that so far.

We do intend to submit some written comments tonight during the hearing and we'd like to alert you to that. We also want to express our support for the Division's proposed determinations as far as it goes with the Jim Bridger plant in terms of BART determinations. And also want to express concern about some of the other

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determinations that the Division has made, particularly with regard to the long term strategy. Our concerns really center on the fact that we haven't seen the long term strategy yet. That portion of the Regional Haze SIP not having been released, we don't really have the context or ability to analyze exactly how the Division's proposals in regards to SCR at our facility will fit in that long term strategy and we look forward to working with the Division to see that and figure that out. And with that, we again appreciate the opportunity to be here and look forward to working with the Division through the conclusion of the BART determination and the Regional Haze SIP. Thank you.

Chad Schlichtemeier

Thank you Mike. No one else marked that they wanted to make a statement. Anybody had a change of heart? With no one saying "hey" or raising their hand, I will close the hearing at 6:07. Thank you.

PUBLIC HEARING

APPLICANT: PacifiCorp - Jim Bridger Power Plant LOCATION: Rock Springs, WY AP#: 6040 DATE: August 4, 2009

Please Print YOUR NAME	NAME AND MAILING ADDRESS OF COMPANY OR ORGANIZATION	STATEMENT		
		YES	NO	ORAL WRITTEN
JOHN CARSTENSEN	JIM BRIDGER POWER COMPANY 1721 W. JIMATO ST. BOISE ID 83719		X	
Wynnda Christensen	SPouse		X	
GATHY WOOLLUMS	MIDAMERICAN ENERGY 106 E. SECOND ST. DAVENPORT, IA		X	
BILL LAWSON	PACIFICORP, 1407 WEST NORTH TEMPLE, SALT LAKE CITY, UT 84116			X
MIVE JEANIN	12			
PAUL FANLSING	JIM BRIDGER PLANT P.O. BOX 158 POINT OF ROCKS WY 82942		X	
Offo Schwanber	FMC Corp. Box 872, Green River, WY 82935		X	
Bob Akambel	Jim Bridger Plant P.O. Box 158 Point of Rocks WY 82942		X	

