UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8
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January 14, 2016

Ref: 8P-AR

MEMORANDUM

SUBJECT: Record of Communication – meeting with Uintah & Ouray Business Committee

FROM: Dee Rothery
Air Program

TO: Deseret Permit Docket

This memorandum is to serve as a record of communication for a meeting that occurred between the Uintah & Ouray Business Committee and US EPA Region 8 on January 14, 2016, by teleconference in Deb Thomas' office, regarding the Deseret Bonanza power plant, located on the Uintah & Ouray Indian Reservation.

Attendees:

EPA
Deb Thomas, Region 8 Deputy Regional Administrator
Darcy O'Connor, OPRA Acting Assistant Regional Administrator
Alfreda Mitre, Region 8 Tribal Advisor
Carl Daly, Air Program Director
Dee Rothery, Air Permitting, Monitoring & Modeling Unit Chief
Kim Varilek, Office of Regional Counsel
Mike Boydston, Office of Regional Counsel
Claudia Smith, Air Permitting, Monitoring & Modeling Unit
Jody Ostendorf, Air Quality Planning Unit
Dan Shramm, Office of General Counsel
Joe Goffman, Office of Air and Radiation
William Niebling, Office of Air and Radiation
Andy Byrne, American Indian Environmental Office

Ute Tribe
Edred Secakuku, Vice Chairman Ute Indian Tribe
Tony Small, Councilman Ute Indian Tribe
Bruce Ignacio, Councilman Ute Indian Tribe
Rollie Wilson, Fredericks Peebles & Morgan, LLP
Jeremy Patterson, Fredericks Peebles & Morgan, LLP

Summary of Deseret Discussion

The purpose of this meeting, in part, was to provide an update to the Tribe on the status of the Deseret Minor New Source Review (MNSR) permit.

EPA reported the following:

- The proposed permit, which incorporates the terms of the settlement agreement is currently out for public comment. The public comment period ends January 21, 2016.

- The proposed permit and the settlement agreement require that Deseret:
    - Install controls, which should reduce NO_x emissions by about 4,000 tons per year; and
    - Set an overall cap on the amount of coal that can be used by the plant, which is estimated to be reached in 2030 assuming current coal usage.

- As the Tribe requested at the December 17, 2015 consultation, EPA spoke to David Crabtree, Vice President and General Counsel of Deseret, regarding meeting with the Tribe to discuss the future of the plant and coordination between the Tribe and Deseret. David offered that the Tribe can reach out directly to David to coordinate the meeting or EPA offered to assist with setting up the meeting.

The Ute Tribe asked that a copy of the permit package be sent to the Tribal Representatives on the call. The permit package was emailed, as requested, on January 20, 2016 by Mike Owens of the EPA.