

Magalie R. Salas,
Secretary.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-8056-1]

Clean Air Act Operating Permit Program; Petition for Objection to State Operating Permit for Colorado Interstate Gas Company, Latigo Station

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of final action.

SUMMARY: This document announces that the EPA Administrator has responded to a citizen petition asking EPA to object to an operating permit issued by the Colorado Department of Public Health and Environment (CDPHE). Specifically, the Administrator has partially granted and partially denied the petition submitted by Jeremy Nichols to object to the operating permit issued to Colorado Interstate Gas Company—Latigo Station.

Pursuant to section 505(b)(2) of the Clean Air Act (Act), Petitioners may seek judicial review of those portions of the petitions which EPA denied in the United States Court of Appeals for the appropriate circuit. Any petition for review shall be filed within 60 days from the date this notice appears in the **Federal Register**, pursuant to section 307 of the Act.

ADDRESSES: You may review copies of the final order, the petition, and other supporting information at the EPA Region 8 Office, 999 18th Street, Suite 300, Denver, Colorado 80202-2466. EPA requests that if at all possible, you contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section to view the copies of the final order, the petition, and other supporting information. You may view the hard copies Monday through Friday, 8 a.m. to 4 p.m., excluding Federal holidays. If you wish to examine these documents, you should make an appointment at least 24 hours before visiting day. Additionally, the final order for the Latigo Station is available electronically at: http://www.epa.gov/region07/programs/artd/air/title5/petitiondb/petitions/cig_latigo_decision2005.pdf.

FOR FURTHER INFORMATION CONTACT: Hans Buening, Air & Radiation Program, EPA, Region 8, 999 18th Street, Suite 200, Denver, Colorado

80202-2466, 303-312-6438,
buening.hans@epa.gov.

SUPPLEMENTARY INFORMATION: The Act affords EPA a 45-day period to review, and object to as appropriate, operating permits proposed by State permitting authorities. Section 505(b)(2) of the Act authorizes any person to petition the EPA Administrator within 60 days after the expiration of this review period to object to State operating permits if EPA has not done so. Petitions must be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided by the State, unless the petitioner demonstrates that it was impracticable to raise these issues during the comment period or the grounds for the issues arose after this period.

On July 5, 2005, the EPA received a petition from Jeremy Nichols requesting that EPA object to the issuance of the title V operating permit to the Colorado Interstate Gas Company—Latigo Station (Latigo). Mr. Nichols asserts that the permit: (1) Fails to ensure compliance with volatile organic compound and hazardous air pollutant emission standards for the glycol dehydrator; (2) fails to require opacity monitoring; and (3) fails to appropriately control volatile organic compound emissions from internal combustion engines.

On February 17, 2006, the Administrator issued an order partially granting and partially denying the petition. The order explains the reasons behind EPA's conclusion that the CDPHE must revise the permit to refine the fuel restrictions and recordkeeping provisions to adequately assure compliance with the State Implementation Plan opacity condition of 20%. The order also explains the reasons for denying Mr. Nichols' remaining claims.

Dated: March 27, 2006.

Kerrigan G. Clough,

Acting Regional Administrator, Region 8.

[FR Doc. E6-5111 Filed 4-6-06; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-8055-9]

Notice of Prevention of Significant Deterioration Final Determination for Wanapa Energy Center

AGENCY: Environmental Protection Agency ("EPA").

ACTION: Notice of final action.

SUMMARY: This document announces that on February 9, 2006, the Environmental Appeals Board ("EAB") of EPA denied review of a petition for review of a Prevention of Significant Deterioration ("PSD") permit ("Permit") that EPA Region 10 issued to Diamond Wanapa I, L.P. ("Diamond") for construction and operation of the Wanapa Energy Center ("Facility"), a natural gas-fired combined cycle electric generating facility. The Permit was issued pursuant to 40 CFR 52.21.

DATES: The effective date of the EAB's decision was February 9, 2006. Judicial review of this permit decision, to the extent it is available pursuant to section 307(b)(1) of the Clean Air Act ("CAA"), may be sought by filing a petition for review in the United States Court of Appeals for the Ninth Circuit within 60 days of April 7, 2006.

ADDRESSES: The documents relevant to the above action are available for public inspection during normal business hours at the following address: EPA, Region 10, 1200 Sixth Avenue (AWT-107), Seattle, Washington 98101. To arrange viewing of these documents, call Dan Meyer at (206) 553-4150.

FOR FURTHER INFORMATION CONTACT: Dan Meyer, EPA, Region 10, 1200 Sixth Avenue (AWT-107), Seattle, Washington 98101.

SUPPLEMENTARY INFORMATION: This supplementary information is organized as follows:

- A. What Action Is EPA Taking?
- B. What Is the Background Information?
- C. What Did the EAB Decide?

A. What Action Is EPA Taking?

We are notifying the public of a final decision by the EAB on the Permit issued by EPA Region 10 pursuant to the PSD regulations found at 40 CFR 52.21.

B. What Is the Background Information?

The Facility will be a 1200-megawatt natural gas-fired, combined cycle electric generating facility located near Umatilla, Oregon on land held in trust by the federal government for the benefit of the Confederated Tribes of the Umatilla Indian Reservation. The Facility will combust natural gas and will employ selective catalytic reduction (SCR) and an oxidation catalyst to reduce emissions.

On November 23, 2004, EPA Region 10 issued the draft PSD permit for public review and comment. On August 8, 2005, after providing an opportunity for public comment and a public hearing, EPA Region 10 approved the Permit. On September 9, 2005, Mr. K.E.