

Georgia Department of Natural Resources

Environmental Protection Division · Air Protection Branch

4244 International Parkway · Suite 120 · Atlanta · Georgia 30354

404/363-7000 • Fax: 404/363-7100

Noel Holcomb, Commissioner

Carol A. Couch, Ph.D., Director

February 20, 2006

«Title» «FirstName» «LastName»

«JobTitle»

«Company»

«Address1»

«Address2»

«City», «State» «PostalCode»

RE: Draft Rule Language Implementing the Clean Air Interstate Rule in Georgia
Stakeholder Involvement Request

Dear «Title» «LastName»:

In March 2005, U.S. EPA Acting Administrator Johnson signed the Clean Air Interstate Rule (CAIR) which establishes annual and ozone season NO_x allowance budgets and annual SO₂ allowance budgets for fossil-fuel fired electric generating units (EGUs) located in states primarily on the U.S. East Coast. In Georgia, the CAIR Rule establishes annual NO_x and SO₂ allowance budgets but does not impose an ozone season NO_x allowance budget. With that in mind, EPD must allocate limited annual allowances to fossil fuel fired EGUs located statewide.

The Georgia EPD must submit a State Implementation Plan (SIP) revision to EPA that includes source-specific allocations of maximum allowance annual NO_x and SO₂ emissions, as well as regulations that address the extent of Georgia's involvement in the federal NO_x and SO₂ cap-and-trade program.

Notification of Draft Rule Language for Annual NO_x and Annual SO₂

The Georgia EPD facilitated a discussion of the CAIR rule with interested stakeholders on October 20, 2005 and November 22, 2005 in Atlanta. Various stakeholders prepared and submitted written and/or oral comments on applicable CAIR rule issues throughout the fall of 2005. The Georgia EPD carefully reviewed all comments and has drafted rule language implementing both the annual NO_x CAIR rule and the annual SO₂ CAIR rule. A copy of the draft rule language for both NO_x and SO₂ is enclosed with this letter.

With that in mind, the Georgia EPD is seeking stakeholder input regarding the federal CAIR rule and the enclosed draft rule language. Any written comments on the draft rule language should be submitted on or before March 24, 2006.

Notification of CAIR Stakeholder Meeting

In addition, the Georgia EPD will hold a stakeholder meeting on federal CAIR rule and the draft rule language presented in the enclosure on March 9, 2006 at 1:00 P.M. in the Training Room (Suite 116) of the Atlanta Tradeport, 4244 International Parkway, Atlanta, GA 30354. As part of this stakeholder meeting, EPD will present information regarding the federal CAIR rule and the options presented in the draft rule language enclosed and allow an opportunity for stakeholders to make statements or presentations. We will then facilitate a discussion on the federal CAIR rule and the

draft rule language. Please note that EPD will hold a Clean Air Mercury Rule Stakeholder Meeting on March 9, 2006 at the same location immediately after completion of the CAIR Stakeholder meeting.

Enclosed you will find the following information:

- A discussion of options for implementing the requirements of the federal CAIR rule as found in the draft rule language enclosed.
- A map to the location of the next stakeholder meeting.

If you have any questions please contact Susan Jenkins at (404)362-4598 or Dan Cohan at (404) 362-4569.

Sincerely,

James P. Johnston, P.E
Program Manager
Planning & Support Program

Enclosures

CAIR Rule – Mailing List

Mr. Mike Wilder
Manager, Air Programs
Georgia Power Company
241 Ralph McGill Blvd. NE
Bin 10221
Atlanta, GA 30308-3374

Mr. Wayne C. Carr
Environmental Services Manager
Southern Nuclear Operating Company
P.O. Box 1295
Birmingham, AL 35242

Mr. Brian N. Nease
Environmental Specialist
Southern Company - Savannah Electric
P.O. Box 968
Savannah, GA 31402

Mr. Doug Fulle
Director, Environmental and Regulatory Affairs
Oglethorpe Power Corporation
P.O. Box 1349
Tucker, GA 30085-1349

Mr. Bradley Spooner
Principal Engineer, Environmental Services
MEAG Power
1470 Riveredge Parkway, NW
Atlanta, GA 30328

Mr. Forrest F. Stacy
President
SOWEGA
P.O. Box 400
Baconton, GA 39828

Mr. Russell DeLong
Walton EMC
Doyle Generating Facility
842 Highway 78
Monroe, GA 30656

Mr. Mike McCollum
Hartwell Energy Limited Partnership
415 Smith-McGee
Highway 181
Hartwell, GA 30643

Ms. Starla Lacy
Senior Director, Environmental Policy
Dynegy Generation
1000 Louisiana Street
Suite 5800
Houston, TX 77002

Mr. Jeffrey Wehner
Senior Engineer
KGEN Sandersville, LLC
Four Oaks Place
Houston, TX 77056

Mr. Henry A. Botkins
Manager
KGEN Murray, LLC
925 Loopers Bridge Road
Dalton, GA 30721

Mr. Mike Kennedy
Progress Energy
P.O. Box 14042
MC CX1B
St. Petersburg, FL 33733

Mr. Tom Grace
Environmental Resource Manager
Mid Georgia Cogeneration Facility
9790 Gateway Dr.
Suite 200
Reno, NV 89521

Dr. Greg Kunkel
Manager, Environmental Affairs
Tenaska Georgia Generating Station
1044 North 115th Street
Ste 40
Omaha, NE 68154

Mr. Rick Wagoner
Environmental, Safety & Health Manager
Mirant-West Georgia Generating Co, LLC
4200 South Hulen
Suite 527
Fort Worth, TX 76109

Mr. Glenn Farris
President and CEO
Biomass Gas & Electric
3500 Parkway Lane
Suite 440
Norcross, GA 30092

Ms. Rita Kilpatrick
Georgia Policy Director
Southern Alliance for Clean Energy
427 Moreland Avenue, NE
Suite 100
Atlanta, GA 30307

Ms. Carol Hassell
Executive Director
Georgia Environmental Council
P.O. Box 997
Suwanee, GA 30024

Ms. Colleen Kiernan
Clean Air Committee
Sierra Club
1401 Peachtree Street
Suite 345
Atlanta, GA 30309-3034

Ms. Jill Johnson
Advocate
Georgia PIRG
741 Piedmont Ave
2nd Floor
Atlanta, GA 30308

Ms. Pandora Epps
Utilities Advisor
Georgia Public Service Commission
224 Washington Street, SW
Atlanta, GA 30334

Mr. Ed Arnold
Executive Director
Physicians for Social Responsibility
P.O. Box 95190
Atlanta, GA 30347

Ms. Justine Thompson
Executive Director
Georgia Center for Law in the Public Interest
175 Trinity Avenue, SW
Atlanta, GA 30303

Ms. Stacy Shelton
Reporter
AJC
72 Marietta Street, NW
6th Floor, Metro
Atlanta, GA 30303

Ms. Margaret Newkirk
Reporter
AJC
72 Marietta Street, NW
6th Floor, Business
Atlanta, GA 30303

Mr. Kevin Kelly
GEFA
233 Peachtree St.
Harris Tower
Suite 900
Atlanta, GA 30303

Mr. Dennis Creech
Executive Director
Southface
241 Pine Street
Atlanta, GA 30308

Ms. Julie Mayfield
VP & General Counsel
The Georgia Conservancy
817 West Peachtree St.
Suite 200
Atlanta, GA 30308

Ms. Mary Carr
Research Associate
Southern Alliance for Clean Energy
427 Moreland Ave NE
Suite 100
Atlanta, GA 30307

Ms. Beth Allgood
Associate Attorney
Southern Environmental Law Center
127 Peachtree Street NE
Suite 650
Atlanta, GA 30308

Mr. Jason Rooks
Executive Director
Georgia Conservation Voters
175 Trinity Ave SE
Atlanta, GA 30303

Ms. Louise White
Unitarian Universalist Witness for Earth/Atlanta
1911 Cliff Valley Way
Atlanta, GA 30329

Mr. Bobby McLendon
President
Friends of the Chattahoochee
20181 State Route 39
Blakely, GA 32983

Mr. Robert Gramlich
Policy Director
American Wind Energy Association
1101 14th St. NW
12th Floor
Washington, D.C. 20005

Mr. Graham Holden
Attorney
Jones Day
1420 Peachtree St. NE
Suite 800
Atlanta, GA 30309-3053

Ms. Margaret Campbell
Attorney
Troutman Sanders LLP
Nationsbank Plaza
Suite 5200
600 Peachtree St. NE
Atlanta, GA 30308-2216

Mr. Gary Sheehan
Attorney
Troutman Sanders LLP
Nationsbank Plaza
Suite 5200
600 Peachtree St. NE
Atlanta, GA 30308-2216

Mr. Doug Cloud
Attorney
Alston & Bird LLP
One Atlantic Center
1201 West Peachtree St.
Atlanta, GA 30309-3424