

**PETITION FOR VARIANCE
BEFORE THE HEARING BOARD OF THE
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

PETITIONER: COLTON POWER L.P.

CASE NO: 6167-4

FACILITY ID: 182561

FACILITY ADDRESS: 671 S. Cooley Dr.
[location of equipment/site of violation; specify business/corporate address, if different, under Item 2, below]

City, State, Zip: Colton, CA, 92324

1. TYPE OF VARIANCE REQUESTED (more than one box may be checked; see Attachment A, Item 1, before selecting)

INTERIM SHORT REGULAR EMERGENCY EX PARTE EMERGENCY

2. CONTACT: Name, title, company (if different than Petitioner), address, and phone number of persons authorized to receive notices regarding this Petition (no more than two authorized persons).

Joseph Shephard

Jessica Gammett

Plant Manager

Environmental Health & Safety

14950 W Shulte Ave., Tracy, CA Zip 95377

671 S. Cooley Dr., Colton CA, Zip 92324

☎ (925) 766-7356 Ext.

☎ (209) 699-0225 Ext.

Fax ()

Fax ()

E-mail jshephard@mrpgenco.com

E-mail jgammett@mrpgenco.com

3. RECLAIM Permit Yes No Title V Permit Yes No

4. **GOOD CAUSE:** Explain why your petition was not filed in sufficient time to issue the required public notice. (Required only for Emergency and Interim Variances; see Attachment A, Item 4)

In early September, 2023, management of Colton Power, LP, (hereafter known as "Facility") was reorganized, and new plant management personnel were assigned operations and maintenance responsibilities for the Facility. As part of this transition, the Facility's management team has been implementing system evaluations and performing maintenance where needed. The Colton Facility units are only run sporadically, as requested by the City of Colton, to augment other sources of electricity for the grid. The Facility units are not operated

regularly.

On December 7th, Facility engineers attempted to operate Unit D15 to make sure it would perform properly for the Ammonia (NH3) slip test. At that time, the engineers and plant operators were unable to keep Unit D15 operating. The engineers and operators attempted to complete repairs that day. However, they were unable to do so.

On December 8 through December 12, the staff set up data ports to enable remote access into the unit for tuning. SISO assisted with the remote set up. On 1 December 13, the remote access was tested. On December 14, staff test ran the unit for remote testing from ab outside contractor who specializes in GE10-turbines. During the test, the unit faulted and tripped during several of the data collecting runs. A maximum of 2 MWs was achieved and only for limited times.

On December 14, 2023, Colton Power engineers again tried to fix Unit D15, but again, were unable to keep the unit running and determined that it would not be possible to run the unit during the ammonia slip test.

Even while writing the Petition for Variance, work continued to no avail.

The annual slip test is required by Permit Condition D28.1 and is required to be completed by 12/31/2023. The Ammonia slip tests for the Facility were scheduled to be completed by December 21, 2023. This test must be completed while the turbines are operating. Since this unit is unable to operate, the Facility will not be able to conduct the test within the time periods required by the permit and District Rules.

Due to the lateness of the aforementioned breakdown and the numerous attempts to get it running, the Facility is asking for an Ex Parte Emergency variance owing to the fact the testing is to begin Monday, December 18, 2023, and the determination that Unit D15 will not be operational was made at the end of the day Thursday, December 14, 2023. There is not enough time in the year to fix the unit and reschedule with the testing facility before December 31, 2023.

Therefore, the Facility is seeking an exception to the requirements to perform the ammonia slip test within the time period required by the Permit and District Rules through issuance of an Emergency Ex-Parte emergency variance.

The Facility is also asking for a Short Variance to allow for the necessary time after completing repairs to schedule and complete the slip test.

5. Briefly describe the type of business and processes at your facility.

Colton Power, LP (Century) is an electric power generating plant which utilizes four simple cycle 10.5 MW natural gas fired combustion turbines. The Facility uses these turbines to generate electricity in times of peak demand and ensure electrical grid reliability for the city of Colton, California.

6. List the equipment and/or activity(s) that are the subject of this petition (see Attachment A, Item 6, Example #1). **Attach copies of the Permit(s) to Construct and/or Permit(s) to Operate for the subject equipment. For RECLAIM or Title V facilities, attach *only* the relevant sections of the Facility Permit showing the equipment or process and conditions that are subject to this petition. You must bring the entire Facility Permit to the hearing.**

Equipment/Activity	Application/ Permit No.	RECLAIM Device No.	Date Application/Plan Denied (if relevant)*
Turbine No. 3, Natural Gas, General Electric, Model 10B-1, 2023 annual ammonia slip testing	182561	D15	N/A

*Attach copy of denial letter

7. Briefly describe the activity or equipment, and why it is necessary to the operation of your business. A schematic or diagram may be attached, in addition to the descriptive text.

The Facility must operate the gas turbine to conduct the ammonia slip test, as required by Permit Condition D28.1. As stated above, the unit is not operational, therefore it is not possible to comply with Condition D28.1 by the due date of December 31, 2023.

8. Is there a regular maintenance and/or inspection schedule for this equipment? Yes No
 If yes, how often: Periodic Date of last maintenance and/or inspection 12/14/2023
 Describe the maintenance and/or inspection that was performed.

Prior to December 14, 2023, attempts were made to start the engine onsite several times. In the interim between the 7th and the 14th, many attempts were made to remotely tune the unit through different methods. Communication with an engineer who specializes in the General Electric 10-B has been difficult as he is in another country. He is one of the few specialists in the world as the units are older and General Electric no longer supports the models. His expertise is required. He is expected to assist, but his arrival date has still not been determined.

9. List all District rules, and/or permit conditions [indicating the specific section(s) and subsection(s)] from which you are seeking variance relief (if requesting variance from Rule 401 or permit condition, see Attachment A). Briefly explain how you are or will be in violation of each rule or condition (see Attachment A, Item 9, Example #2).

Rule	Explanation
203 (b), 2004(f)(1), 3002(c)(1), Permit Condition D28.1	As required by these rules and conditions, the Facility will not be able to perform the annual ammonia slip test by the required deadline of 12/31/23.
1134 (e)(2)(C)(iii)	As required by this rule, the Facility will not be able to perform the annual ammonia slip test by the required deadline of 12/31/23.

10. Are the equipment or activities subject to this request currently under variance coverage? Yes No

Case No.	Date of Action	Final Compliance Date	Explanation

11. Are any other equipment or activities at this location currently (or within the last six months) under variance coverage? Yes No

Case No.	Date of Action	Final Compliance Date	Explanation

12. Were you issued any Notice(s) of Violation or Notice(s) to Comply concerning this equipment or activity within the past year? Yes No

If yes, you must attach a copy of each notice.

P66096, P66098 (See attached)

13. Have you received any complaints from the public regarding the operation of the subject equipment or activity within the last six months? Yes No

If yes, you should be prepared to present details at the hearing.

14. Explain why it is beyond your reasonable control to comply with the rule(s) and/or permit condition(s). Provide specific event(s) and date(s) of occurrence(s), if applicable.

The short timeframe between the management restructure and testing schedules did not allow proper time to assess the condition of the unit and secure parts repairs. The facility only very recently discovered the unit, D15, is non-operational. The Facility has attempted to fix it to no avail. The one person who specializes in the GE10B-1 is not currently in the country.

15. When and how did you first become aware that you would not be in compliance with the rule(s) and/or permit condition(s)? Provide specific event(s) and date(s) of occurrence(s).

On December 14, 2023, the engineers and mechanics had exhausted all avenues for getting Unit D15 operational. It was then determined that outside contractors would be needed to help facilitate the repair of D15. The outside contractor has not been able to confirm a date that he will arrive to begin repairs.

16. List date(s) and action(s) you have taken since that time to achieve compliance.

The unit has not been run. The CEMS and pollution control devices are fully functional.

17. What would be the harm to your business during **and/or after** the period of the variance if the variance were not granted?

Economic losses: \$ (Not quantifiable at this time.) Any loss would be due to a SCAQMD Notice of Violation for not completing the Ammonia slip test by 12/31/2023.

Number of employees laid off (if any): None

Provide detailed information regarding economic losses, if any, (anticipated business closure, breach of contracts, hardship on customers, layoffs, and/or similar impacts).

The ammonia slip test requires that the unit be operating at a normal load. Because the unit is not operational, this test is not possible to perform. If the variance is not granted, the Facility would expect to receive a Notice of Violation from SCAQMD for non-compliance. Any economic losses would be as a result of a settlement penalty.

18. Can you curtail or terminate operations in lieu of, or in addition to, obtaining a variance? Please explain.

In conjunction with the variance, the Facility will not operate the unit except to assess repairs. The CEMS for the unit is fully functional as are the pollution control units and associated fuel flow meters.

19. Estimate excess emissions, if any, on a daily basis, including, if applicable, excess opacity (the percentage of total opacity above 20% during the variance period). If the variance will result in no excess emissions, insert "N/A" here and skip to No. 20.

Pollutant	(A)	(B)	(C)*
	Total Estimated Excess Emissions (lbs/day)	Reduction Due to Mitigation (lbs/day)	Net Emissions After Mitigation (lbs/day)
N/A			

* Column A minus Column B = Column C

Excess Opacity: N/A %

20. Show calculations used to estimate quantities in No. 19, or explain why there will be no excess emissions.

<p>The facility will not operate the unit except to assess the state of repairs. The pollution control devices are fully functional, as is the CEMS. Any emission data will be captured by the CEMS, and the Pollution control devices will work in their capacity to eliminate emissions to an allowable amount.</p>

21. Explain how you plan to reduce (mitigate) excess emissions during the variance period to the maximum extent feasible, or why reductions are not feasible.

<p><u>See Item #20.</u></p>

22. How do you plan to monitor or quantify emission levels from the equipment or activity(s) during the variance period, and to make such records available to the District? **Any proposed monitoring does not relieve RECLAIM facilities from applicable missing data requirements.**

While the unit will not operate until it is fixed, the CEMS and pollution control devices remain functional. Any emissions from the unit would be captured by the cems.

23. How do you intend to achieve compliance with the rule(s) and/or permit condition(s)? Include a detailed description of any equipment to be installed, modifications or process changes to be made, permit conditions to be amended, etc., dates by which the actions will be completed, and an estimate of total costs.

The Facility intends to repair the unit before the end of March, 2024. Once repairs have been made and the unit has been confirmed to operate to manufacturers specifications, the Facility will complete the ammonia slip test as required by the permit.

24. State the date you are requesting the variance to begin: 12/18/2023; and the date by which you expect to achieve final compliance: 3/31/2024.

If the regular variance is to extend beyond one year, you **must** include a **Schedule of Increments of Progress**, specifying dates or time increments for steps needed to achieve compliance. See District Rule 102 for definition of Increments of Progress (see Attachment A, Item 24, Example #3).

List Increments of Progress here:
N/A

25. List the names of any District personnel with whom facility representatives have had contact concerning this variance petition or any related Notice of Violation or Notice to Comply.

Phillip Nguyen Ext. 2722
Jessica Abruzzese Ext. 3091

If the petition was completed by someone other than the petitioner, please provide their name and title below.

Name	Company	Title
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The undersigned, under penalty of perjury, states that the above petition, including attachments and the items therein set forth, is true and correct.

Executed on 12/15/2023, at San Diego, California



Signature

Jon Boyer

Print Name

Title: Director, EHS

26. SMALL BUSINESS and TABLE III SCHEDULE A FEES: To be eligible for reduced fees for small businesses, individuals, or entities meeting small business gross receipts criterion [see District Rule 303(h)], you must complete the following:

Declaration Re Reduced Fee Eligibility

1. The petitioner is
- a) an individual, or
 - b) an officer, partner or owner of the petitioner herein, or a duly authorized agent of the petitioner authorized to make the representations set forth herein.

If you selected 1a, above, skip item 2.

2. The petitioner is
- a) a business that meets the following definition of Small Business as set forth in District Rule 102:
SMALL BUSINESS means a business which is independently owned and operated and meets the following criteria, or if affiliated with another concern, the combined activities of both concerns shall meet these criteria:
 - (a) the number of employees is 10 or less; **AND**
 - (b) the total gross annual receipts are \$500,000 or less **or**
 - (iii) the facility is a not-for-profit training center.

-OR-

b) an entity with total gross annual receipts of \$500,000 or less.

3. Therefore, I believe the petitioner qualifies for reduced fees for purpose of filing fees and excess emission fee calculations, in accordance with Rule 303(h).

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____, at _____, California

Signature

Print Name

Title

ATTACHMENT A

ITEM 1

Type of Variance Requested:

- (a) **SHORT:** If compliance with District rule(s) can be achieved in **90 days or less**, request a short variance. *(Hearing will be held approximately 21 days from date of filing--10-day posted notice required.)*



**FACILITY PERMIT TO OPERATE
COLTON POWER, LP**

SECTION D: DEVICE ID INDEX

Device Index For Section D			
Device ID	Section D Page No.	Process	System
D1	1	1	1
C4	1	1	1
C5	2	1	1
S7	2	1	1
D8	3	1	2
C11	3	1	2
C12	4	1	2
S14	4	1	2
D15	5	1	3
C18	5	1	3
C19	6	1	3
S21	6	1	3
D22	7	1	4
C25	7	1	4
C26	8	1	4
S28	8	1	4
D29	8	2	0
E30	8	3	0



FACILITY PERMIT TO OPERATE COLTON POWER, LP

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The measuring device or gauge shall be accurate to within plus or minus 5 percent. It shall be calibrated once every 12 months.

The operator shall also install and maintain a device to continuously record the parameter being measured.

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1303(a)(1)-BACT, 10-20-2000; RULE 2005, 6-3-2011]

[Devices subject to this condition : C5, C12, C19, C26]

D12.5 The operator shall install and maintain a(n) pressure gauge to accurately indicate the pressure across the SCR catalyst bed in inches of water column.

The operator shall also install and maintain a device to continuously record the parameter being measured.

The measuring device or gauge shall be accurate to within plus or minus 5 percent. It shall be calibrated once every 12 months.

The operator shall maintain the pressure drop across the SCR bed between 2 and 5 inches of water column

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1303(a)(1)-BACT, 10-20-2000; RULE 2005, 6-3-2011]

[Devices subject to this condition : C5, C12, C19, C26]

D28.1 The operator shall conduct source test(s) in accordance with the following specifications:



FACILITY PERMIT TO OPERATE COLTON POWER, LP

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The test shall be conducted and the results submitted to the District within 60 days after the test date.

The test shall be conducted at least quarterly during the first twelve months of operation and at least annually thereafter. If an annual test is failed, four consecutive quarterly source tests must demonstrate compliance with the ammonia emissions limits prior to resuming annual source tests.

The District shall be notified of the date and time of the test at least 10 days prior to the test.

The test shall be conducted to demonstrate compliance with the Rule 1303 concentration limit.

The test shall be conducted to determine the NH3 emissions using District Method 207.1 or any other approved method measured over a 60-minute averaging time period. The NOx concentration, as determined by reading the CEMS, shall be simultaneously recorded during the test. If the CEMS is inoperable, a test shall be conducted to determine the NOx emissions using District Method 100.1 measured over a 60-minute averaging time period.

[RULE 1134, 4-5-2019; **RULE 1303(a)(1)-BACT, 5-10-1996**; RULE 1303(a)(1)-BACT, 10-20-2000]

[Devices subject to this condition : C5, C12, C19, C26]

D29.1 The operator shall conduct source test(s) for the pollutant(s) identified below.

Pollutant(s) to be tested	Required Test Method(s)	Averaging Time	Test Location
CO emissions	District method 100.1	1 hour	Outlet of the SCR serving this equipment

(Adopted January 9, 1976)(Amended January 5, 1990)(Amended December 3, 2004)

RULE 203. PERMIT TO OPERATE

- (a) A person shall not operate or use any equipment or agricultural permit unit, the use of which may cause the issuance of air contaminants, or the use of which may reduce or control the issuance of air contaminants, without first obtaining a written permit to operate from the Executive Officer or except as provided in Rule 202.
- (b) The equipment or agricultural permit unit shall not be operated contrary to the conditions specified in the permit to operate.

- (A) The owner or operator of any existing gas turbine located at a non-RECLAIM NO_x facility operating without a CEMS, shall provide source test information regarding the gas turbine's exhaust gas NO_x concentration, and the demonstrated percent efficiency (EFF), or the manufacturer's rated EFF, if the Executive Officer determines that it is representative of the unit's EFF, and the carbon monoxide concentration as specified pursuant to paragraph (f)(1). NO_x and carbon monoxide concentrations shall be in ppm by volume, corrected to 15 percent oxygen on a dry basis.
- (B) The owner or operator of each stationary gas turbine with a catalytic control device shall conduct source testing pursuant to clause(e)(2)(C)(iii) or utilize an ammonia CEMS certified under an approved South Coast AQMD protocol to demonstrate compliance with the ammonia emission limit in the Permit to Construct or Permit to Operate.
- (C) Source Test Frequency
 - (i) The owner or operator of each stationary gas turbine operating without a NO_x CEMS and a catalytic control device not using an ammonia CEMS and emitting 25 tons or more of NO_x per calendar year shall perform NO_x and ammonia source test simultaneously to demonstrate compliance with the NO_x emission limits of this rule and the ammonia emission limits in the Permit to Construct or Permit to Operate, at least once every calendar year.
 - (ii) The owner or operator of each stationary gas turbine operating without a NO_x CEMS and catalytic control device not using an ammonia CEMS, and emitting less than 25 tons of NO_x per calendar year shall perform NO_x and ammonia source test simultaneously to demonstrate compliance with the NO_x emission limits of this rule and ammonia emission limits in the Permit to Construct or Permit to Operate, at least once every three calendar years.
- (e) (2) (C) (iii) The owner or operator of each stationary gas turbine with a NO_x CEMS and a catalytic control device not using an ammonia CEMS shall conduct an ammonia source test quarterly to demonstrate compliance during the first 12

months of operation of the catalytic control device and every calendar year thereafter when four consecutive source tests demonstrate compliance with the ammonia emission limit in the Permit to Construct or Permit to Operate. If a source test is failed, four consecutive quarterly source tests shall demonstrate compliance with the ammonia emissions limits prior to resuming source tests annually.

- (iv) The owner or operator of each stationary gas turbine without a NO_x CEMS and with a catalytic control device using an ammonia CEMS shall conduct a NO_x source test to determine compliance with NO_x emission limits, at least once every three calendar years.
- (3) The owner or operator of each stationary gas turbine subject to Rule 1134 located at a RECLAIM NO_x facility shall comply with South Coast AQMD Rule 2012 – Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NO_x) Emissions to demonstrate compliance with the NO_x emission limits of this rule.

(f) Test Methods

The following may be used by the Executive Officer to verify the concentrations of NO_x, ammonia, carbon monoxide, and oxygen subject to the provisions of this rule. Emissions determined to exceed any limits established by this rule through either of the following shall constitute a violation of this rule.

- (1) South Coast AQMD Test Methods 3.1, 5.3, 7.1, 10.1, 100.1, and 207.1, and U.S. EPA Test Methods 10 and 17, or any method deemed to be equivalent by the Executive Officer and approved by CARB and U.S. EPA.
- (2) Data obtained from a CEMS, which is installed and properly operated according to paragraph (e)(1) of this rule and as approved by the Executive Officer.
- (3) Emissions determined to exceed any limits established by this rule through the use of any of the above-referenced test methods shall constitute a violation of the rule.

(g) Recordkeeping

The owner or operator of a stationary gas turbine shall comply with the following provisions on and after July 5, 2019:

- (4) For purposes of this rule, emissions from the facility shall be determined solely pursuant to methods and procedures specified in Regulation XX - Regional Clean Air Incentives Market (RECLAIM) and the Facility Permit, if applicable.
- (e) **Prohibition of Submission of an Inaccurate Quarterly Certification of Emissions**
 - (1) Any Quarterly Certification of Emissions determined by the Executive Officer to be inaccurate, shall constitute a violation of this rule, unless the report was corrected by the Facility Permit holder in accordance with the requirements of paragraph (c)(1).
 - (2) A violation of this subdivision shall constitute a single, separate violation of this rule for each day in the quarter.
- (f) **Permit Requirements**
 - (1) The Facility Permit holder shall, at all times, comply with all rules and permit conditions applicable to the facility, as specified in the Facility Permit.
 - (2) A person shall not build, erect or install a new source or a modification as defined in Rule 2000 - General, without first complying with Rule 201 - Permit to Construct.
- (g) **Emissions in Excess of a Concentration Limit**
 - (1) In the event emissions exceed a concentration limit, as established by a source test, the days of violation shall be presumed to include the date of the source test and each and every day thereafter until the Facility Permit holder establishes that continuous compliance has been achieved, except to the extent the Facility Permit holder can prove that there were intervening days during which no violation occurred or that the violation was not continuing in nature.
 - (2) In the event emissions exceed a concentration limit, as established by a source test, the emissions from the source to which the concentration limit applies shall be calculated using the higher concentration for purposes of determining compliance with the facility's Allocation until the Facility Permit holder demonstrates that it is in compliance with the concentration limit set forth in the Facility Permit.

(b) Application Shield

Notwithstanding subdivision (a) of this rule, it is not a violation of this rule to operate a Title V facility or equipment located at a Title V facility without a Title V permit, provided that:

- (1) A timely and complete application for initial Title V permit issuance or Title V permit renewal for such facility or equipment has been filed with the Executive Officer; and,
- (2) The Executive Officer has not taken final action on the application.

For the purpose of an application shield, a timely and complete application is one that has been submitted in accordance with subdivisions (a) and (c) of Rule 3003. The application shield shall not apply if the permit applicant has failed to submit information required pursuant to subdivision (d) of this rule.

(c) Duty to Comply

- (1) A person shall construct and operate a Title V facility and all equipment located at a Title V facility in compliance with all terms, requirements, and conditions specified in the Title V permit at all times.
- (2) Any non-compliance with a Title V facility permit term, requirement, or condition is a violation of Regulation XXX and is a violation of the federal Clean Air Act if the permit term, requirement or condition is federally enforceable. Each day during any portion of which a violation occurs is a separate offense. Any non-compliance shall be grounds for:
 - (A) enforcement action (under the California Health & Safety Code and the federal Clean Air Act);
 - (B) permit termination;
 - (C) permit revocation and reissuance;
 - (D) permit revision; and
 - (E) denial of a permit renewal or revision application.
- (3) It shall not be a defense for a person in any of the actions listed in paragraph (c)(2) of this rule that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of the permit, except as provided for in subdivision (g) of Rule 3002.
- (4) A permit may be revised, revoked, reopened and reissued, or terminated for cause as provided in Rule 3004 - Permit Types and Content, and Rule 3005 - Permit Revisions. The filing of a request by the holder of a Title V



NOTICE OF VIOLATION

DATE OF VIOLATION		
Month	Day	Year
1	1	21

Name: Colton Power, LP		Permit No.: 182561	Issue: EJ
Address: 1111 S. Cooley Dr.		City: Colton	Zip: 92324
Address: 744 S. Stockton Ave.		City: Ripon	Zip: 95366

YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN CITED FOR ONE OR MORE VIOLATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (SCAQMD) RULES, STATE LAW OR FEDERAL LAW. IF PROVEN, SUCH VIOLATION(S) MAY RESULT IN THE IMPOSITION OF CIVIL OR CRIMINAL PENALTIES.

EACH DAY A VIOLATION OCCURS MAY BE HANDLED AS A SEPARATE OFFENSE REGARDLESS OF WHETHER OR NOT ADDITIONAL NOTICES OF VIOLATION ARE ISSUED.

DESCRIPTION OF VIOLATIONS

No.	Authority*	Cite Section or Rule No.	SCAQMD Permit to Operate or CARB Registration No.	Condition No. (If Applicable)	Description of Violation
1	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	2004 (b)(4)		---	Failed to submit the APEP report with accurate emissions.
2	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	2004 (e)(1)		---	Failed to submit the quarter 1 and quarter 3 QCEERs with accurate emissions.
3	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	2012 (c)(3)(A)		---	Failed to transmit major source electronic reports on time.
4	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR			---	
5	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR			---	

Served To: Steve Brussee	Phone: 209-253-6479	Served By: Jessica Abbuzzese	Date Notice Served: 1/3/23
Title: Regional Compliance Mgr.	Email: sbrussee@aeny.us	Phone No.: <input checked="" type="checkbox"/> 909-396-3011 <input type="checkbox"/> 310-233-	Email: JAbbuzzese@aqmd.gov

*Key to Authority Abbreviations:

SCAQMD - South Coast Air Quality Management District
CCR - California Code of Regulations

CH&SC - California Health and Safety Code
CFR - Code of Federal Regulations

Method of Service

In Person

Certified Mail



NOTICE OF VIOLATION

DATE OF VIOLATION		
Month	Day	Year
6	25	22

Facility Name: Colton Power, LP		Facility ID#: 182561	Sector: EJ
Location Address: 661 S Cooley Dr.		City: Colton	Zip: 92324
Mailing Address: 944 S Stockton Ave.		City: Ripon	Zip: 95366

YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN CITED FOR ONE OR MORE VIOLATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (SCAQMD) RULES, STATE LAW OR FEDERAL LAW. IF PROVEN, SUCH VIOLATION(S) MAY RESULT IN THE IMPOSITION OF CIVIL OR CRIMINAL PENALTIES.

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DESCRIPTION OF VIOLATIONS

#	Authority*	Code Section or Rule No.	SCAQMD Permit to Operate or CARB Registration No.	Condition No. (If Applicable)	Description of Violation
1	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	2004 (F)(1)		D82.1 D82.2	Failed to maintain a CEMS to measure NOx and CO concentrations for Device D8.
2	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	3002 (C)(1)		D82.1 D82.2	Failed to maintain a CEMS to measure NOx and CO concentrations for Device D8.
3	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	2012 (C)(2)(A)		—	Failed to maintain and operate a CEMS to monitor NOx for Device D8.
4	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	218 (b)(2)		—	Failed to maintain and operate a CEMS to monitor CO for Device D8.
5	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	218.1 (b)(4)(D)		—	Failed to perform CEA on Device D1 for quarter 2 of the 2022 CY.

Served To: Steve Brussee	Phone: 209-253-6479	Served By: Jessica Abbruzzese	Date Notice Served: 6/22/23
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Title: Regional Compliance Mgr.	Email: Sbrussee@aery.us	Phone No: <input checked="" type="checkbox"/> 909-396-3091 <input type="checkbox"/> 310-233-	Email: JAbbruzzese@aqmd.gov
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*Key to Authority Abbreviations: SCAQMD - South Coast Air Quality Management District CH&SC - California Health and Safety Code CCR - California Code of Regulations	Method of Service: <input type="checkbox"/> In Person <input checked="" type="checkbox"/> Certified Mail
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