

Legal Notice
For
Air Quality Operating Permit
for Four Peaks Energy Plant No1 of Four Peaks Energy LLC

Four Peaks Energy LLC at 15820 Barclay Drive; Sisters, OR 97759 has submitted an air quality operating permit application to the New Mexico Environment Department (NMED) for an air quality operating permit for its Four Peaks Energy Plant No1. The owner of this plant is Four Peaks Energy LLC. The exact location of the facility is at latitude and longitude decimal degrees: 31.789528, -106.585417, Datum: WGS84. To aid in locating this facility, the approximate location is 1000 B Camino Real Blvd in Doña Ana County, NM. This application has been assigned an Operating Permit Number P284 and TEMPO Agency Interest ID No. 24483.

Previously, the facility received an air quality construction permit and is in operation.

The main purpose of the facility is to generate up to 3.2 MW of commercial electric power using landfill gas to fuel two generators powered by Caterpillar engines. Landfill gas comes from the Camino Real Landfill immediately adjacent to the facility.

This operating permit application is for a new permit. Per 20.2.70.401.C.(4) NMAC, this permitting action involves issuing a new operating permit for this facility, which is currently regulated under construction permit NSR 3275-M2 .

There are no changes to the existing air emission limits in this permitting action.

The NMED has conducted a preliminary review of the information submitted with the permit application. This review included evaluation of the emission rates and applicable requirements to determine compliance.

The NMED has made a preliminary determination that this facility will comply with the requirements of Title 20, New Mexico Administrative Code (NMAC), Chapter 2, Parts 1, 3, 7, 61, 70, 71, 72, 73, 75 and 82; 40 CFR 50; 40 CFR 60, Subparts A and Cf; 40 CFR 63 Subparts A and ZZZZ; and the New Mexico Air Quality Control Act. Therefore, the preliminary intent of NMED is to issue the air quality operating permit on or before 05/08/2021.

Interested persons may obtain the draft operating permit, submit written comments, or request a public hearing on Operating Permit Number P284 by contacting Rebecca Procter at the New Mexico Environment Department, Air Quality Bureau, 525 Camino de los Marquez Suite 1, Santa Fe, NM 87505-1816.

Written requests for public hearing must state the nature of the issues proposed to be raised in the hearing. Comments must be based on the requirements of the applicable state and federal air quality regulations and the Clean Air Act. Comments or hearing requests must be received within 30 days after the public notice is published.

Due to the public health emergency order, certain NMED offices are closed to the public. The permit application is currently available for review on the AQB Public Notices of Permitting Actions website www.env.nm.gov/air-quality/public-notice-of-permitting-actions/. The Department contact in Santa Fe is Rebecca Procter at 505-476-4301. *Este es un aviso de la oficina de Calidad del Aire del Departamento del*

Medio Ambiente de Nuevo México, acerca de las emisiones producidas por un establecimiento en esta área. Si usted desea información en español, por favor comuníquese con esa oficina al teléfono 505-476-5557.

Notice of Non-Discrimination

NMED does not discriminate based on race, color, national origin, disability, age or sex in the administration of its programs or activities, as required by applicable laws and regulations. NMED is responsible for coordination of compliance efforts and receipt of inquiries concerning non-discrimination requirements implemented by 40 C.F.R. Part 7, including Title VI of the Civil Rights Act of 1964, as amended; Section 504 of the Rehabilitation Act of 1973; the Age Discrimination Act of 1975, Title IX of the Education Amendments of 1972, and Section 13 of the Federal Water Pollution Control Act Amendments of 1972. If you have any questions about this notice or any of NMED's non-discrimination programs, policies or procedures, or if you believe that you have been discriminated against with respect to a NMED program or activity, you may contact: Kristine Yurdin, Non-Discrimination Coordinator, NMED, 1190 St. Francis Dr., Suite N4050, P.O. Box 5469, Santa Fe, NM 87502, (505) 827-2855, nd.coordinator@state.nm.us. You may also visit our website at <https://www.env.nm.gov/non-employee-discrimination-complaint-page/> to learn how and where to file a complaint of discrimination.