

**COMMONWEALTH OF VIRGINIA
Department of Environmental Quality
Southwest Regional Office**

**STATEMENT OF LEGAL AND FACTUAL BASIS
Administrative Amendment**

Wolf Hills Energy, LLC
14555 Industrial Park Road, Washington County, Virginia
Permit No. SWRO11348
Effective Date: December 2, 2014
Modification Date: May 28, 2015
Expiration Date: December 1, 2019

As required by 40 CFR Part 70 and 9 VAC 5 Chapter 80, Wolf Hills Energy, LLC has applied for a significant modification to the Article 3 Federal Operating Permit to incorporate the renewed Phase II Acid Rain permit for their peaking electric power generation facility. The Department has reviewed the application and has prepared a significant modification to the Article 3 Federal Operating Permit.

Air Permit Contact: _____ Date: _____
Tom Derting
(276) 676-4831

Air Permit Manager: _____ Date _____
Rob Feagins

Regional Director: _____ Date _____
Allen J. Newman, P.E.

REQUESTED AMENDMENT

On February 20, 2015, the Southwest Regional Office received a Phase II Acid Rain permit renewal application from Wolf Hills Energy, LLC, for their peaking power plant located at 14555 Industrial Park Road, Washington County, Virginia. The renewal and incorporation of the Phase II Acid Rain permit into the current Article 3 Federal Operating Permit would be conducted as a significant modification. The term of the acid rain permit is January 1, 2016 through December 31, 2020.

REASON FOR MODIFICATION

The Phase II Acid Rain permit contains federally enforceable requirements for the facility. The renewed permit is included as Attachment B.

APPLICABILITY OF 9 VAC 5-80-590 A

The provisions of 9 VAC 5-80-590 A apply to modifications that do not qualify as minor permit modifications under 9 VAC 5-80-570 or as administrative amendments under 9 VAC 5-80-560.

CHANGES TO TITLE V OPERATING PERMIT

The renewed Phase II Acid Rain permit is included in Attachment B of the Article 3 Federal Operating Permit. The current Phase II Acid Rain permit will remain in effect through December 31, 2015.

PUBLIC PARTICIPATION

As required by the provisions of 9 VAC 5-80-590 D, the public participation provisions of 9 VAC 5-80-670 are applicable to significant modifications to Article 3 Federal Operating Permits. Therefore, a public notice was advertised in the April 10, 2015 edition of the Bristol Herald Courier. The draft Phase II Acid Rain permit was sent to EPA as a proposed permit for 45-day review on April 3, 2015. No comments were received from the public or EPA.