UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
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June 10, 2014

Ref: 8P-AR

MEMORANDUM

SUBJECT: Record of Communication – meeting with Ute Business Council

FROM: Deirdre Rothery
Air Program

TO: Deseret Title V permit docket

This memorandum is to serve as a record of communication for a meeting that occurred between the Ute Business Council and US EPA Region 8 on June 3, 2014, from 9:30 a.m. to 10:30 a.m.

Attendees:

EPA
Alfreda Mitre, Regional Administrator's Office
Elyana Sutin – Office of Regional Counsel
Deirdre Rothery – Air Program
Jody Ostendorf – Air Program

Ute Tribe
Gordon Howell, Chairman
Ronald Wopsock, Vice-Chairman
Tony Small, Councilman
Phillip Chimburas, Councilman
Stewart Pike, Councilman
Bruce Ignacio, Councilman
Minnie Grant, Energy and Minerals Department
Thomasina Real Bird, Frederick's, Peebles and Morgan

Summary of Meeting

The purpose of this meeting was to update the Tribe on the status of the Title V permit for Deseret Bonanza and provide an overview of the permitting process and review the format for the public hearing.

In August 2013 and March 2014, the EPA Region 8 and Ute Tribe met in consultation to discuss the Wild Earth Guardians (WEG) lawsuit regarding EPA's delay in issuance of Deseret's Title V permit. This meeting was a continuation of those discussions to provide updates and review the permitting and public hearing processes.

EPA outlined the process for the public hearing taking place later that day. EPA explained the hearing is an opportunity for the agency to receive comments on the proposed permit. A public hearing is not a question and answer opportunity. EPA offered the opportunity for the Tribe to give opening remarks at the hearing. Chairman Howell and Councilman Small expressed interest in providing opening remarks for the public hearing.

EPA noted that we negotiated a deadline with WEG for issuance of a final Title V permit by August 29, 2014. EPA also noted our intent to correct the PSD issue soon after the issuance of the final Title V permit. EPA also noted the public comment period would end on June 16, 2014 for the proposed Title V permit.

A summary of the 2013 EPA compliance actions against Deseret as a result of opacity violations was provided.

Air quality in the basin was also discussed. An overview of the preliminary ozone data for 2014 was discussed. The on-going air quality studies and inversion conditions in the basin were discussed.