



1600 South Second Street
Mount Vernon, WA 98273-5202

PUBLIC NOTICE

NORTHWEST CLEAN AIR AGENCY PROPOSED AGREED COMPLIANCE AND DRAFT ORDER OF APPROVAL TO CONSTRUCT FOR EMISSIONS OF AIR CONTAMINANTS

NOTICE IS HEREBY given that the Northwest Clean Air Agency (NWCAA) will take action and seek comments on TWO Orders:

1. Proposed Agreed Compliance Order (1743-2020-30)
2. Draft Order of Approval to Construct (OAC 1338)

Regarding the following facility:

**Mt. Baker Ski Area, Inc.
Mount Baker Hwy
Glacier, WA 98244**

Public comment is open from November 7, 2020, until December 7, 2020.

Description: Mt. Baker Ski Area is a commercial ski area located in Whatcom County. The facility generates 100% of operating power on site from fuel-fired combustion (primarily diesel fuel). In 2018, NWCAA found Mt. Baker Ski Area operating two engines in violation of federal standards and 17 engines installed and operating without required permitting. The facility responded by proposing to replace the non-compliant engines and providing the required applications for permitting. The Orders noticed herein return the facility to full compliance with all applicable local, state and federal regulations established pursuant to Federal and Washington State Clean Air Acts.

1. The proposed compliance order (1743-2020-30) includes a compliance schedule for replacement of the non-compliant engines to be completed by 2021 and resolution of the alleged violations.
2. The draft Order of Approval to Construct (OAC 1338) limits emissions of regulated air contaminants and includes a facility-wide nitrogen oxide limit of less than 80 tons per year.

Public Review: Interested parties may view the proposed Compliance Order and draft Order of Approval to Construct and associated technical support documents online at: <http://www.nwcleanair.org/publicNotices/publicNotices.htm>, and Monday through Friday between 8:00 a.m. and 4:30 p.m. (by appointment) at the following location:

**Northwest Clean Air Agency
1600 South Second Street
Mount Vernon, WA 98273
Attn: Toby Mahar**

Comment Period: NWCAA will accept comments until the close of business on December 7, 2020. All persons, including the applicant, must raise all issues and submit all arguments supporting their position by the end of this comment period. NWCAA cannot incorporate any supporting materials by reference unless they are already part of the administrative record in the same proceeding, or are generally available reference material.

Hearing: NWCAA may hold a public hearing on the draft permit (OAC 1338) if the agency determines that there is significant public interest. However, a hearing is not scheduled at this time.

Final Determination: The Northwest Clean Air Agency will send copies of its final Orders to all persons who submit comments and have provided a mailing address to the NWCAA.

Appealing Decisions: Any final Order issued by the NWCAA may be appealed to the Washington State Pollution Control Hearings no later than 30 days after the date that the order is served, as provided by state law. Please contact the Washington State Pollution Control Hearings Board at (360) 664-9160 for details regarding appeal procedures.

For more information regarding these proposed and draft Orders, please contact Toby Mahar at the Northwest Clean Air Agency at (360) 428-1617, extension 210, or by e-mail at tobym@nwcleanairwa.gov.

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