



1600 South Second Street
Mount Vernon, WA 98273-5202

PUBLIC NOTICE

NORTHWEST CLEAN AIR AGENCY PROPOSED AGREED COMPLIANCE ORDER

NOTICE IS HEREBY given that the Northwest Clean Air Agency (NWCAA) will take action and seek comments on a Proposed Agreed Compliance Order (1743-2022-01).

Regarding the following facility:

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

Public comment is open from January 27, 2022 to February 28, 2022.

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 2020, NWCAA and Mt. Baker Ski Area entered into Agreed Compliance Order 1743-2020-30 that provided a schedule for the facility to resolve violations found by NWCAA in 2018, including operating two engines in violation of federal standards and engines installed and operating without required permitting. The facility replaced one engine and completed permitting as agreed under the Agreed Order. However, unanticipated operating complications of the new compliant engine require the order to be amended to allow time to implement a sustainable compliance strategy for the remaining engine.

The Order noticed herein returns the facility to full compliance with all applicable local, state and federal regulations established pursuant to Federal and Washington State Clean Air Acts under a compliance schedule for replacement of the remaining non-compliant engine to be completed in 2022 and resolution of the alleged violations.

Public Review: Interested parties may view the proposed Compliance Order document 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 February 28, 2022. All persons, including the applicant, must raise all issues and submit all arguments supporting their position by the end of this comment period.

Final Determination: The Northwest Clean Air Agency will send copies of its final Order 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.

Published January 26, 2022.