



THE STATE
of **ALASKA**
GOVERNOR SEAN PARNELL

**Department of Environmental
Conservation**

**DIVISION OF AIR QUALITY
AIR PERMITS PROGRAM**

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June 10, 2014

Rob Brown, Project Manager
Usibelli Coal Mine, Inc.
634 South Bailey Street, Suite 204
Palmer, AK 99645

Subject: Final Decision to Approve Minor Permit Application for Usibelli Coal Mine, Inc.'s Air Quality Control Minor Permit AQ1227MSS04.

Dear Mr. Brown:

Under the authority of AS 46.14.170, the Alaska Department of Environmental Conservation (the Department) is issuing the enclosed final air quality control minor permit, technical analysis report (TAR), and response to comments (RTC) for Usibelli Coal Mine, Inc.'s Wishbone Hill Mining and Processing Operations. The permit contains the applicable provisions of AS 46.14 and 18 AAC 50. The terms and conditions of this minor permit remain effective until modified or revoked by the Department, regardless of any change in ownership of the stationary source or its emission units. The responsibilities imposed by this minor permit may not be transferred without the written consent of the Department.

On March 4, 2014, the Department provided opportunity for public comment on the preliminary decision by posting a public notice on our website. The Department received 691 comments on the minor permit.

Please note that Alaska's air quality statutes, regulations and permit application information can be obtained from the Department's web page at the following address: <http://www.dec.state.ak.us/air/ap/regulati.htm>.

A person who has a private, substantive, legally protected interest under state law that may be adversely affected by the permit action, the owner and operator, or, if a public comment process is required or solicited, a person who participated in the public comment process may request an adjudicatory hearing in accordance with 18 AAC 15.195 - 18 AAC 15.340 or an informal review by the Division Director in accordance with 18 AAC 15.185. Informal review requests must be delivered to the Division Director, 410 Willoughby Avenue, Suite 303, PO Box 111800, Juneau, Alaska 99811-1800, within 15 days of receipt of the permit decision by email, facsimile, or mail whichever is earlier. Adjudicatory hearing requests must be delivered to the Commissioner of the Department of Environmental Conservation, 410 Willoughby Avenue, Suite 303, PO Box 111800, Juneau, Alaska 99811-1800, within 30 days of issuance of the permit decision. If a hearing is not requested within 30 days, the right to appeal is waived. More information on how to appeal a Department decision is available at <http://www.dec.state.ak.us/commish/ReviewGuidance.htm>.

Sincerely,

F. Z. Siddeek
for John F. Kuterbach
Program Manager

Enclosures: Minor Permit No. AQ1227MSS04
Technical Analysis Report
Response-to-Comments

cc: Zeena Siddeek, ADEC/APP/Juneau
Patrick Dunn, ADEC/APP/Anchorage
Jim Baumgartner, ADEC/APP, Juneau
Jim Plosay, ADEC/APP/Juneau
P. Moses Coss, ADEC/APP, Fairbanks
Jeremy Ptak, ADEC/APP, Anchorage
Aaron Simpson, ADEC/APP, Juneau
Alan Schuler, ADEC/APP, Juneau