

COMPLIANCE AND ENFORCEMENT DIVISION

OFFICE MEMORANDUM

March 8, 2004

TO: BRIAN BATEMAN, DIRECTOR, ENGINEERING DIVISION
FROM: KELLY WEE, DIRECTOR OF ENFORCEMENT *KW*
SUBJECT: REVIEW OF COMPLIANCE RECORD OF:

MIRANT POTRERO LLC, POTRERO POWER PLANT - SITE # A0026)

Background

This review was initiated as part of the District evaluation of an application by Mirant Potrero LLC, Potrero Power Plant for a Title V Permit. It is a standard practice of the Compliance and Enforcement Division to undertake a compliance record review in advance of a renewal of a Permit to Operate. The purpose of this review is to assure that any non-compliance problems identified during the prior permit term of twelve months have been adequately addressed. Additionally, the review is intended to recommend such additional permit conditions and limitations as may be necessary to reasonably assure ongoing compliance.

Finding

The Enforcement Division staff has commenced a review of the records for Mirant Potrero, LLC, Potrero Power Plant for the period of March 8, 2003 to March 8, 2004. During this review period, Mirant Potrero LLC's activities known to the District include:

The District did not issue any Notice of Violations.

The District did not receive any complaints alleging Mirant Potrero LLC as the source.

During this review period, Mirant requested breadown relief associated with three indicated opacity excesses and one inoperative monitor. All indicated excesses were found not to be in violation. The inoperative monitor is back online and in compliance.

There are no pending variances, abatement orders, or office conferences regarding this facility.

In addition, staff reviewed Mirant Potrero LLC's Annual Compliance Certifications for 1999 –2004 and found no outstanding compliance issues.

Conclusions

The Compliance and Enforcement Division finds that ongoing compliance can be reasonably assured for this facility, for the review period, due to the above record.