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VARIANCE PETITION / APPLICATION
REGULAR VARIANCE

FILING FEE: **\$675.00**

INSTRUCTIONS: All petitions shall be typewritten, double spaced, on legal or letter sized paper, on one side of the paper only, leaving a margin of at least one inch at the top and left side of each sheet.

1. Business Name: ARP-Loyalton Cogen
Address: 100 Railroad Ave./PO Box 71
Phone: 530-941-2796 Contact Person: Jim Turner
2. Applicant is: Individual Partnership Corporation
(If Partnership or Corporation, give names, addresses, and titles of all partners or officers.)
A list of the corporate contacts is attached.
3. Type of business or activity involved and street address at which it is conducted:
Biomass is consumed to make certified renewable electricity.
4. Description of article, machine, equipment, or contrivance involved in the application:
Riley biomass fired steam boiler.
5. Purpose of hearing:
 - Suspension or revocation of permit under Health and Safety Code, Section 42307.
 - Variance under Health and Safety Code, Section 42350.
 - Revoking or modifying variance under Health and Safety Code, Section 42356.
 - Review denial or conditional granting of authorization for Authority to Construct or Permit to Operate Rule 519 of the AQMD Rules and Regulations.
 - Review the denial of certification or withdrawal of certified emission reductions under Rule 412 or to review the withdrawal of approval of innovative technology under Rule 418.
6. Section, rule or order from which variance is sought:
Condition #33, Permit to Operate #88-19-01

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7. Reason why compliance with section, rule, or order cited in paragraph 6 above is unreasonable:
The facility is unable to procure sufficient representative biomass to perform the annual source test at the present time.
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8. Damage or harm resulting, or which would result, from compliance with section, rule or order cited in paragraph 6 above:
Non-compliance with Condition #33 will cause no harm or damage.
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9. Period of time for which variance is sought: 270 days
Why: The facility will procure sufficient representative fuel prior to December 1, 2019.
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10. Requirements which applicant can meet, if less than that required by section, rule, or order cited in Paragraph 6 above:
A lesser requirement will not meet Condition #33.
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- Date by which requirements can be met: n/a
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11. Advantages and disadvantages to residents of area if section, rule, or order cited in paragraph 6 above is complied with:
Residents are unaffected by Condition #33
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12. Would granting of variance create a public or private nuisance? no (Yes or No)
Why: Total emissions will not change.
-

I, Jim Turner,

Name

VP Operations-ARP,

Title

on this day, 02-28-19 do declare under penalty of perjury that the foregoing is both true and correct.
Date