

Action	Submittal to EPA	Timeframe
Issuance of Clean Unit II Designation or Re-designation (see Sections III.A.2 (ii)(A)(II), III.A.2(ii)(B)(I), III.A.2(ii)(B)(II)).	Copy of request and final action	Within five working days after issuance.
Receipt of notices for effective dates and expiration dates for Clean Unit I & II designation and re-designations (see Sections III.A.2(ii)(A)(I)(b), III.A.2(ii)(A)(II)(b), III.A.2(ii)(B)(I)(b), III.A.2(ii)(B)(II)(b)).	Copy of notice	Within five working days after receipt.
Receipt of PCP I exclusion notice (see Section III.A.2 (iii)(A)(I)).	Copy of notice	Within five working days after receipt.
Issuance of PCP II exclusion (see Section III.A.2 (iii)(B)(I)).	Copy request and final action	Within five working days after issuance
Issuance of PAL permit (see Section III.A.2 (iv)(A)(I)).	Copy of request and final action	Within five working days after issuance.
Issuance of PAL permit (renewal) (see Section III.A.2 (iv)(A)(II)).	Copy of request and final action	Within five working days after issuance.
Issuance of PAL permit (reopening) (see Section III.A.2 (iv)(A)(III)).	Copy of final action	Within five working days after issuance.

* Only required when one or more pollutants are subject to federal PSD requirements.

B. EPA shall submit to Ecology copies of the following documents within the timeframes indicated.

EPA action	Submittal to Ecology	Timeframe
Issuance of PAL permit (increase) under 40 CFR 52.21(aa)(11)(see Section III.A.2 (iv)(B)(I)).	Copy of PAL permit	Within five working days after issuance.

C. Ecology and EPA should communicate sufficiently to guarantee that each is fully informed and current regarding interpretation of federal PSD regulations (including any unique questions about PSD applicability). Any records or reports relating to PSD permitting or compliance with PSD requirements that are provided to or otherwise obtained by Ecology and are not identified in the Table in Section VII.A. above should be made available to EPA upon request.

D. Ecology will work with owners and operators of sources and activities subject to the federal PSD regulations to ensure all required information is submitted to Ecology. Ecology will ensure that the information set forth in paragraphs VII. A. and B. is provided to EPA as set forth in those paragraphs and that all other information is submitted to EPA upon request.

E. Ecology will ensure that all relevant source information, notifications and reports are entered into the EPA AIRS/AFS national database system in order to meet its record keeping and reporting requirements. In addition to the National Minimal Data Requirements (MDRs) (attached), Ecology shall enter the following information or activities:

1. The Air Program Code for PSD;
2. The date the PSD permit is issued or modified;
3. The final effective date of the PSD permit (or modified permit);
4. The date that the new source or modification begins construction; and
5. The date that the new source or modification begins operation.

F. Correspondence from EPA to Ecology will be sent to: Alan Newman, Senior

Engineer, Department of Ecology, Air Quality Program, PO Box 47600, Olympia, WA 98504-7600.

Correspondence from Ecology to EPA will be sent to: Dan Meyer, Office of Air Quality, Environmental Protection Agency, Region 10, OAQ-107, 1200 Sixth Avenue, Seattle, WA 98101.

VIII. Future EPA Regulation Revisions

A. Ecology's delegation to conduct new source review and to implement and enforce the federal PSD regulations does not extend to revisions to 40 CFR 52.21 that occur, or have occurred, after March 3, 2003.

B. A new request for delegation will be required for any changes to 40 CFR Part 52.21 promulgated after March 3, 2003. Implementation and enforcement of new or revised requirements after March 3, 2003 will remain the sole responsibility of EPA until this Delegation Agreement is revised.

IX. Administrative

A. This delegation supersedes the previously delegated authority contained in the September 30, 1983 letter to Ecology from the EPA Regional Administrator and the February 7, 2002 and June 4, 1992 Agreements for Delegation.

B. If, after consultation with Ecology, EPA makes any of the following determinations, this delegation may be revoked in whole or in part. As part of the consultation, the parties will adhere to the "no surprises" principle and will follow the conflict resolution process described in Section IX of the *Washington State Compliance Assurance Agreement for Air Programs (October 1999)*. Any such revocation shall be effective as of the date specified in a *Notice of Revocation*.

1. Ecology's legal authority, rules and regulations, and/or procedures for implementing or enforcing the federal PSD requirements as provided in this Delegation Agreement are inadequate;

2. Ecology is not adequately implementing or enforcing the federal PSD program; or

3. Ecology has not implemented the requirements or guidance with respect to a specific permit in accordance with the terms and conditions of this delegation, the requirements of 40 CFR 52.21, 40 CFR 124, or the Clean Air Act.

C. In the event that Ecology is unwilling or unable to implement or enforce the federal PSD regulations as provided in this Delegation Agreement with respect to a source or activity subject to the federal PSD regulations, Ecology will immediately notify the Director of the Office of Air Quality. Failure to notify the Director of the Office of Air Quality does not preclude EPA from exercising its enforcement authority.

D. EPA may review the state PSD permitting program as part of the review of the Performance Partnership Agreement (PPA) or any other appropriate agreement. EPA may review State procedures and recommend changes as necessary. All recommendations will be in writing.

E. In the event that EPA or Ecology regulations or policies change, this delegation shall either be amended to ensure the continued implementation of EPA's PSD regulations or the delegation shall be revoked.

X. Signatures

On behalf of the Environmental Protection Agency, I grant partial delegation of the federal PSD program, 40 CFR 52.21, to the