

Mr. Alberto Gomez, Jr.
Director of Environmental Services
Brownsville Public Utilities Board
P.O. Box 3270
Brownsville, Texas 78523-3270

Re: Effective Permit Approval
Renewal
Permit Number: O66
Brownsville Public Utilities Board
Silas Ray Power Plant
Brownsville, Cameron County
Regulated Entity Number: RN100219450
Customer Reference Number: CN601658651

Dear Mr. Gomez:

The effective federal operating permit (FOP) for Brownsville Public Utilities Board, Silas Ray Power Plant is enclosed. This FOP constitutes authority to operate the emission units identified in the FOP application. In addition, the renewed acid rain permit is included as an attachment to this FOP which constitutes authority to operate the affected source. This renewed acid rain permit supercedes the previously issued acid rain permit.

All site operating permits are subject to public petition for 60 days following the expiration of the 45-day U.S. Environmental Protection Agency (EPA) review. The public petition period for the FOP extends from April 2, 2005 until May 31, 2005. If the EPA receives a valid petition and objects to the above-referenced permit, you will be notified promptly by the Texas Commission on Environmental Quality (TCEQ).

It should be noted that from the date of this letter Brownsville Public Utilities Board, Silas Ray Power Plant must operate in accordance with the requirements of Title 30 Texas Administrative Code Chapter 122 (30 TAC Chapter 122) and the FOP. Some of the terms and conditions contained in the FOP include recordkeeping conditions, reporting conditions (which includes deviation reporting), and compliance certification conditions. All reports, along with any questions regarding the reports, shall be forwarded to the

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TCEQ's Harlingen Regional Office, 1804 West Jefferson Avenue, Harlingen, Texas 78550-5247.

Consistent with 30 TAC Chapter 122, Subchapter C, the permit holder shall submit an application to the Air Permits Division (APD) for a revision to an FOP for those activities at a site which change, add, or remove one or more FOP terms or conditions. The permit holder shall also submit an application to the APD for a revision to a permit to address the following: the adoption of an applicable requirement previously designated as federally enforceable only; the promulgation of a new applicable requirement; the adoption of a new state-only requirement; or a change in a state-only designation.

Please reference the regulated entity number (RN), customer reference number (CN), and permit number noted in this document in all your future correspondence for the referenced facility or site. The RN replaces the former TCEQ account number for the facility (if portable) or site (if permanent). The CN is a unique number assigned to the company or corporation and applies to all facilities and sites owned or operated by this company or corporation.

Thank you again for your cooperation in this matter. If you have questions concerning the review or this notice, please contact Mr. Joseph Janecka at (512) 239-1353.

Sincerely,

Glenn Shankle
Executive Director
Texas Commission on Environmental Quality

GS/JAJ/pll

cc: Ms. Judy Adams, Regulatory Compliance Specialist, Brownsville Public Utilities Board,
Brownsville
Mr. Brian O'Neal, Air Quality Specialist, Black and Veatch, Overland Park, Kansas
Ms. Lorinda Gardner, Air Section Manager, Region 15 - Harlingen

Enclosure: Effective Permit

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cc: Air Permit Section Chief, U.S. Environmental Protection Agency, Region 6, Dallas

Project Number: 5894

bcc: Mr. Michael De La Cruz, TCEQ Office of Environmental Policy, Analysis & Assessment, Industrial Emissions Assessment Section (MC-164), Austin