



JUL 17 2013

John Bennett
Eagle Valley Ginning
27480 S. Bennett Road
Firebaugh, CA 93622

Re: Notice of Preliminary Decision – Emission Reduction Credits
Facility Number: N-1236
Project Number: N-1122315

Dear Mr. Bennett:

Enclosed for your review and comment is the District's analysis of Eagle Valley Ginning's application for Emission Reduction Credits (ERCs) resulting from the shutdown of a cotton gin, at 27480 S. Bennett Road in Firebaugh. The quantity of ERCs proposed for banking is 251 metric tons CO₂e/yr.

The notice of preliminary decision for this project will be published approximately three days from the date of this letter. After addressing all comments made during the 30-day public notice comment period, the District intends to issue the ERCs. Please submit your written comments on this project within the 30-day public comment period, as specified in the enclosed public notice.

Thank you for your cooperation in this matter. If you have any questions regarding this matter, please contact Mr. Steve Roeder of Permit Services at (661) 392- 5615.

Sincerely,

David Warner
Director of Permit Services

DW:SR

Enclosures

cc: Mike Tollstrup, CARB (w/enclosure) via email
cc: Gerardo C. Rios, EPA (w/enclosure) via email

Seyed Sadredin
Executive Director/Air Pollution Control Officer

Northern Region
4800 Enterprise Way
Modesto, CA 95356-8718
Tel: (209) 557-6400 FAX: (209) 557-6475

Central Region (Main Office)
1990 E. Gettysburg Avenue
Fresno, CA 93726-0244
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Southern Region
34946 Flyover Court
Bakersfield, CA 93308-9725
Tel: 661-392-5500 FAX: 661-392-5585

Fresno Bee

Newspaper notice for publication in Fresno Bee and for posting on valleyair.org

**NOTICE OF PRELIMINARY DECISION
FOR THE PROPOSED ISSUANCE OF
EMISSION REDUCTION CREDITS**

NOTICE IS HEREBY GIVEN that the San Joaquin Valley Unified Air Pollution Control District solicits public comment on the proposed issuance of Emission Reduction Credits to Eagle Valley Ginning for the shutdown of a cotton gin, at 27480 S. Bennett Road in Firebaugh. The quantity of ERCs proposed for banking is 251 metric tons CO₂e/yr.

The analysis of the regulatory basis for this proposed action, Project #N-1122315, is available for public inspection at http://www.valleyair.org/notices/public_notices_idx.htm and at any District office. For additional information, please contact the District at (661) 392-5500. Written comments on this project must be submitted by August 22, 2013 to **DAVID WARNER, DIRECTOR OF PERMIT SERVICES, SAN JOAQUIN VALLEY UNIFIED AIR POLLUTION CONTROL DISTRICT, 34946 FLYOVER COURT, BAKERSFIELD, CA 93308.**

San Joaquin Valley Air Pollution Control District
ERC Application Review - Greenhouse Gases
Cotton Gin Shutdown

Facility Name: Eagle Valley Ginning, LLC

Date: July 5, 2013

Mailing Address: 27480 S. Bennett Road
Firebaugh, CA 93622

Engineer: Steve Roeder
Lead Engineer: Leonard Scandura

Contact Person: John Bennett

Telephone: (209) 364-6149

Project #: N-1122315

Received: July 16, 2012

Deemed Complete: April 1, 2013

ERC #: N-1109-24

I. Summary

The primary business of this facility is cotton ginning. Eagle Valley Ginning has surrendered the Permit to Operate (PTO) for their cotton gin (N-1236-1-6) following the permanent shutdown after the 2008 ginning season. The facility had submitted an application to bank the emission reduction credits (ERCs) for the actual emission reductions (AER) of the criteria pollutants on 9/18/08 (ERC Project N-1083638).

Subsequently, the facility has submitted this application to bank the Greenhouse Gas (GHG) AER that also resulted for the shutdown of their gin. See the surrendered (PTO) in Appendix A.

Selection of Geographical Boundary for Determining Permanence of the GHG Emission Reduction

Rule 2301 contains several eligibility criteria for emission reduction credit banking, including that the emission reduction must be permanent. When determining the geographical boundary in which the emission reduction is determined to be permanent, the applicant may consider how the GHG ERC may likely be used.

Please note that the while Rule 2301 allows facilities to receive ERCs for GHG emission reductions, the District does not have any requirements on the use of GHG ERCs. However, it is anticipated that the likely uses of such GHG ERCs would be their future retirement as GHG mitigation in the California Environmental Quality Act (CEQA) process.

Pursuant to CEQA, lead agencies must consider the environmental impact of GHG emissions from a project and may require that such GHG emissions be mitigated. In evaluating various mitigation techniques, including the retirement of GHG ERCs, the lead agency must determine if the proposed mitigation technique adequately mitigates the projects GHG emission increase.

When a lead agency determines if the retirement of a particular GHG ERC provides adequate GHG mitigation for a project, the lead agency may choose to consider the location where the GHG ERC was generated and the geographical boundary used to determine the permanence of the emission reduction. In making this determination, the lead agency may conclude that the retirement of a particular GHG ERC would provide adequate mitigation for projects within that same geographical boundary. Again, that determination will be made by the lead agency for any particular project.

For this application, the facility has selected California as the geographical boundary for which the emission reduction is permanent. Information has been provided to validate this geographical boundary selection. Using this geographical boundary, it was determined that the GHG emission reduction is permanent within California.

The following AER qualify for ERC banking.

GHG ERCs		
ERC Certificate	Pollutant	Amount
N-1109-24	CO ₂ e	251 metric tons/year

II. Applicable Rules

Rule 2301 Emission Reduction Credit Banking (1/19/12)

III. Location of Reduction

The equipment was located at 27480 S. Bennett Road, in Firebaugh.

IV. Method of Generating Reductions

The emission reductions were generated by the shutdown of a permitted cotton ginning operation. The GHG were emitted from the cotton drying equipment which was fired on natural gas.

Equipment Description

N-1236-1-6: COTTON GIN WITH 6 CONTINENTAL GIN STANDS, 12 LUMMUS LINT CLEANERS (1ST AND 2ND STAGE), 4 CONTINENTAL PRECLEANERS, FOUR 3 MMBTU/HR NATURAL GAS-FIRED BURNERS, ONE 4 MMBTU/HR NATURAL GAS-FIRED BURNER, MOTE SYSTEM, BATTERY CONDENSER AND TRASH SYSTEM

V. Calculations

A. Assumptions and Emission Factors

Assumptions

- Units of GHG AER is metric tons of CO₂e per year, rounded to the nearest metric ton
- 1,000 kg = 1 metric ton
- 1 therm of Natural Gas = 100 scf
- The final CO₂e emission factor from the combustion of natural gas includes GHG emissions of CO₂, CH₄ and N₂O, where the total emission factor includes the summation of each of the compounds multiplied by their Global Warming Potential (GWP)
- The emission factors are from the District's Spreadsheet: *ARB GHG Emission Factors*

Emission Factors (EF)

The emission factors, global warming potential, and CO₂ equivalent emission factors for CO₂, CH₄, and N₂O are shown in the following table.

Natural Gas Emission Factors					
Pollutant	kg/MMBtu	0.1 MMBtu/therm	GWP	CO ₂ e EF	
CO ₂	52.87	0.1	1.00	5.287	kg-CO ₂ e /therm
CH ₄	0.0009	0.1	21.00	0.0019	kg-CO ₂ e /therm
N ₂ O	0.0001	0.1	310.0	0.0031	kg-CO ₂ e /therm
CO ₂ e				5.292	kg-CO ₂ e /therm

The CO₂e emission factor is converted into metric tons/therm as follows:

$$\frac{5.292 \text{ kg} \cdot \text{CO}_2\text{e}}{\text{therm}} \times \frac{1 \text{ metric ton}}{1,000 \text{ kg}} = 0.00529 \frac{\text{metric tons} \cdot \text{CO}_2\text{e}}{\text{therm}}$$

B. Baseline Period Determination

Pursuant to Rule 2301, Section 3.6, the Baseline Period is the same as defined in Rule 2201, which is:

The two consecutive years of operation immediately prior to the submission date of the complete application; or at least two consecutive years within the five years immediately prior to the submission date of the complete application if determined by the APCO as more representative of normal source operation.

The original ERC Banking Project N-1236, 1083638 specified the baseline period as the five consecutive operating years 2003-2007. Since the District has already established this as the correct baseline period for the criteria pollutant emission reductions that have already been evaluated and issued, the same baseline period is used for this evaluation.

Therefore the Baseline Period is the operating years of 2003 thru 2007.

C. Baseline Data

The baseline natural gas-use is taken from the annual fuel-use records that have been supplied by the applicant, as evaluated in the original ERC project, and is posted in the following table.

Baseline Fuel Usage	
Year	Annual Fuel Use (Therms)
2003 – 07	47,357

D. Historical Actual Emissions (HAE)

The HAE from the fuel use is determined by multiplying the annual fuel-use by the emission factor presented above.

CO ₂ e HAE						
2003-07	0.00529	metric tons/therm x	47,357	therms/yr =	251	metric tons/yr

E. Post Project Potential to Emit (PE2)

As discussed above, the subject equipment has been permanently shut down and its PTO was surrendered. Therefore the PE2 is 0.

F. Emission Reductions Eligible for Banking

The emission reductions eligible for banking are the difference between the historical actual emissions and the potential to emit after the project.

$$\begin{aligned} \text{ERCs eligible for banking} &= 251 \text{ metric ton/year} - 0 \text{ ton/year} \\ &= 251 \text{ metric ton/year} \end{aligned}$$

VI. Compliance

Rule 2301 – Emission Reduction Credit Banking

Regarding GHG, the purpose of this Rule is to:

- 1.2.1 Provide an administrative mechanism for sources to bank voluntary greenhouse gas emission reductions for later use.
- 1.2.2 Provide an administrative mechanism for sources to transfer banked greenhouse gas emission reductions to others for any use.
- 1.2.3 Define eligibility standards, quantitative procedures and administrative practices to ensure that banked greenhouse gas emission reductions are real, permanent, quantifiable, surplus, and enforceable.

Section 4.5 specifies eligibility criteria for GHG emission reductions to qualify for banking. Below is a summary of each criteria and a description of how the emission reductions satisfy the criteria.

Section 4.5.1 requires that the emission reduction must have occurred after 1/1/05.

The emission reductions occurred when the PTO was surrendered on 9/18/08. As the emission reduction occurred after 1/1/05, this criteria has been satisfied.

Section 4.5.2 requires that the emissions must have occurred in the District.

The emissions occurred at 27480 S. Bennett Road, in Firebaugh, CA. Since this location is within the District, this criteria has been satisfied.

Section 4.5.3 requires that the emission reductions must be real, surplus, permanent, quantifiable, and enforceable.

Real:

The GHG emission reductions were generated by the shutdown of a cotton gin. The real emissions were calculated from actual historic fuel-use data and recognized emission factors. The cotton gin has been removed. Therefore, the emission reductions are real.

Surplus:

The facility is not subject to the CARB cap and trade regulation, and the emission reductions occurred prior to 1/1/12. Therefore, the emission reductions satisfy the surplus requirement in Section 4.5.3.1.

There are no laws, rules, regulations, agreements, orders, or permits requiring any GHG emission reductions from cotton gins. Therefore, the emission reductions satisfy the surplus requirement in Section 4.5.3.2.

The emission reductions are not the result of an action taken by the permittee to comply with any requirement. The emission reductions are surplus and additional of all requirements. Therefore, the emission reductions satisfy the surplus requirement in section 4.5.3.4.

The Certificates will be identified according to Section 6.15.3 below.

Permanent:

The cotton gin has been shut down, removed, and the PTO has been surrendered.

When determining the geographical boundary in which the emission reduction is determined to be permanent the applicant may consider how the GHG ERC may likely be used.

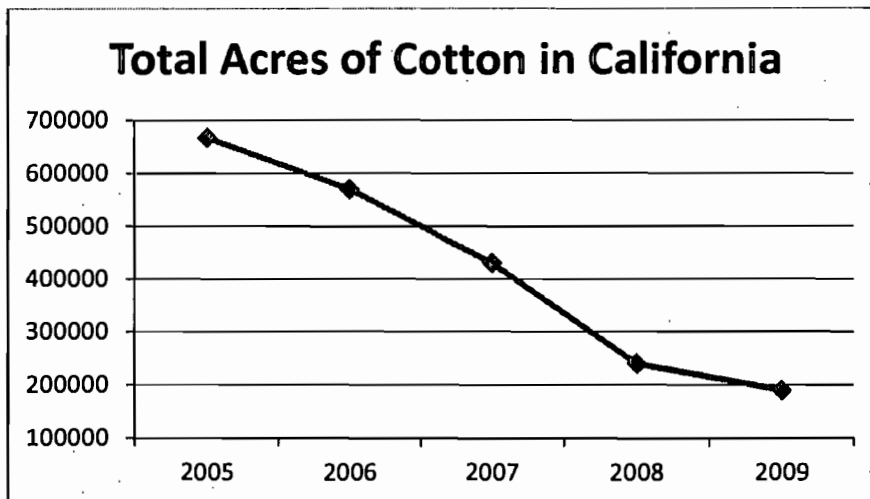
Please note that while Rule 2301 allows facilities to receive ERCs for GHG emission reductions, the District does not have any requirements on the use of GHG ERCs. However, it is anticipated that the likely uses of such GHG ERCs would be their future retirement as GHG mitigation in the CEQA process.

Pursuant to CEQA, lead agencies must consider the environmental impact of GHG emissions from a project and may require that such GHG emissions be mitigated. In evaluating various mitigation techniques, including the retirement of GHG ERCs, the lead agency must determine if the proposed mitigation technique adequately mitigates the project's GHG emission increase.

When a lead agency determines if the retirement of a particular GHG ERC provides adequate GHG mitigation for a project, the lead agency may choose to consider the location where the GHG ERC was generated and the geographical boundary used to determine the permanence of the emission reduction. In making this determination, the lead agency may conclude that the retirement of a particular GHG ERC would provide adequate mitigation for projects within that same geographical boundary. Again, that determination will be made by the lead agency for a particular project.

This facility has selected California as the geographical boundary for which the emission reduction is permanent. Information has been provided below to validate this geographical boundary selection.

As shown in the following chart, the total cotton acreage has been on a decline since January of 2005. Acreage has declined from 667,000 acres in 2005 down to 190,065 acres in 2009. The decline in acreage forced the closure of several cotton gins in California.



Because there has been a decrease in the amount of cotton being grown in the state of California, the need to gin cotton in California has decreased accordingly.

Based on this information, the geographical boundary for which the emission reduction is permanent within California.

The ERC will include the following identifier:

"Shutdown of cotton gin verified as permanent within the State of California"

Quantifiable:

The actual emissions were calculated from historic fuel-use records and accepted emission factors. Therefore, the emission reductions are quantifiable and have been quantified.

Enforceable:

The cotton gin has been shut down and the PTO has been surrendered to the District. Operation of the equipment without a valid permit would subject the permittee to enforcement action. Therefore, the emission reductions are enforceable.

Section 4.5.4 requires that GHG emission reductions be calculated as the difference between the historic annual average GHG emissions (as CO₂e) and the PE2 after the reduction is complete. The historical GHG emissions must be calculated using the consecutive 24 month period immediately prior to the date the emission reductions occurred (the shutdown of the cotton gin), or another consecutive 24 month period in the 60 months prior to the date the emission reduction occurred if determined by the APCO as being more representative of normal operations.

The GHG emission reductions were calculated according to the baseline period identified above. Since this is a permanent shutdown of the cotton gin, with none of the load being shifted to any other gin in California, there is no post-project potential to emit GHG.

Section 4.5.5.5 requires that GHG emission reductions proposed to be quantified using CARB-approved emission reduction project protocols shall be calculated in accordance with the applicable protocol.

Since the GHG emission reductions are not subject to an applicable CARB-approved emission reduction project protocol, this section is not applicable.

Section 4.5.6 requires that ERCs shall be made enforceable through permit conditions or legally binding contract.

The cotton gin held a legal District operating permit. That permit has been surrendered to the District. Since the operation of the cotton gin would require a new Authority to Construct, as discussed above the emission reduction is enforceable.

Section 5 identifies ERC Certificate application procedures.

Section 5.5.2 requires, for emission reductions occurring prior to 1/19/12, applications for ERCs must be submitted by 7/19/12.

The ERC application was submitted on 7/16/12, therefore the application is timely.

Section 6.15 specifies the registration requirements for GHG ERCs.

This emission reductions are surplus and additional of all requirements pursuant to Section 4.5.3.4. Therefore the ERC certificate shall include the following notation:

“This emission reduction is surplus and additional to all applicable regulatory requirements.”

Compliance with Rule 2301 has been demonstrated and no adjustments are required under this Rule.

VII. Recommendation

Issue the ERC Certificate in the amount posted in the table below and on the Draft ERC Certificate in Appendix B.

GHG ERCs		
ERC Certificate	Pollutant	Amount
N-1109-24	CO ₂ e	251 metric tons/year

List of Appendixes

- A. Surrendered PTO
- B. Draft Emission Reduction Credit Certificate

Appendix A
Surrendered PTO

San Joaquin Valley
Air Pollution Control District

COPY

PERMIT UNIT: N-1236-1-6

EXPIRATION DATE: 09/30/2012

EQUIPMENT DESCRIPTION:

COTTON GIN WITH 6 CONTINENTAL GIN STANDS, 12 LUMMUS LINT CLEANERS (1ST AND 2ND STAGE), 4 CONTINENTAL PRECLEANERS, FOUR 3 MMBTU/HR NATURAL GAS-FIRED BURNERS, ONE 4 MMBTU/HR NATURAL GAS-FIRED BURNER, MOTE SYSTEM, BATTERY CONDENSER AND TRASH SYSTEM

PERMIT UNIT REQUIREMENTS

1. No air contaminant shall be discharged into the atmosphere for a period or periods aggregating more than three minutes in any one hour which is as dark as, or darker than, Ringelmann 1 or 20% opacity. [District Rule 4101]
2. No air contaminant shall be released into the atmosphere which causes a public nuisance. [District Rule 4102]
3. Particulate matter emissions shall not exceed 0.1 grains/dscf in concentration. [District Rule 4201]
4. Material removed from the dust collectors shall be disposed of in a manner preventing entrainment into the atmosphere. [District NSR Rule]
5. All equipment shall be constructed, maintained and operated according to the specifications and plans contained in the permit application except as otherwise specified herein. [District NSR Rule]
6. The trailer unloading system shall consist of one wagon suction unit and one module feeder. The suction unit and the module feeder shall not operate simultaneously. [District Rule 2201]
7. The burners shall only be fired on PUC-regulated natural gas. [District Rule 2201]
8. The unloading system of the saw ginning operation shall be controlled by three 46" enhanced 1D-3D cyclones with expansion chambers, operating at a cyclone inlet air velocity of 3200 ± 400 ft/min. [District Rules 2201 and 4204]
9. The #1 dryer/precleaning system of the saw ginning operation shall be controlled by four 40" enhanced 1D-3D cyclones with expansion chambers, operating at a cyclone inlet air velocity of 3200 ± 400 ft/min. [District Rules 2201 and 4204]
10. The #2 dryer/precleaning system of the saw ginning operation shall be controlled by four 42" enhanced 1D-3D cyclones with expansion chambers, operating at a cyclone inlet air velocity of 3200 ± 400 ft/min. [District Rules 2201 and 4204]
11. The feeders, ginstands and motes cleaner shall be served by 2 each 40 inch 2D-2D cyclones. [District Rule 2201]
12. The #1 lint cleaning system shall be served by 3 each screen baskets. [District Rule 2201]
13. The battery condenser shall be served by 2 each lint baskets. [District Rule 2201]
14. The mote's transfer system shall be served by 1 each 28 inch 2D-2D cyclone. [District Rule 2201]
15. The A and B motes systems shall be served by 3 each 60 inch 2D-2D cyclones. [District Rule 2201]
16. The overflow system shall be served by 1 each 40 inch 2D-2D cyclone. [District Rule 2201]
17. The trash loading area shall be enclosed with four sides that are higher than the trash auger. Two sides shall be solid. The remaining sides shall have flexible wind barriers that extend below the top of the trash trailer sides. [District Rule 4204]
18. Emissions from the natural gas-fired burners shall not exceed any of the following limits: 0.1 lb-NO_x/MMBtu, 0.003 lb-SO_x/MMBtu, 0.02 lb-CO/MMBtu, or 0.006 lb-VOC/MMBtu. [District Rule 2201]

PERMIT UNIT REQUIREMENTS CONTINUE ON NEXT PAGE

These terms and conditions are part of the Facility-wide Permit to Operate.

19. PM10 emissions from the cyclone system serving the unloading system for the saw gin shall not exceed 0.16 pound per bale, corrected to 500 pound bales. [District Rule 2201]
20. PM10 emissions from the cyclone system serving the #1 precleaning system for the saw gin shall not exceed 0.14 pound per bale, corrected to 500 pound bales. [District Rule 2201]
21. PM10 emissions from the cyclone system serving the #2 precleaning system for the saw gin shall not exceed 0.13 pound per bale, corrected to 500 pound bales. [District Rule 2201]
22. PM10 emissions shall not exceed 7.6 pounds per ton of baled cotton (1.89 pounds per bale, corrected to 500 pound bales). [District Rule 2201]
23. Daily ginning rate shall not exceed 162.5 tons of baled cotton (650 bales per day, corrected to 500 pound bales). [District Rule 2201]
24. PM10 emissions from the saw gin operation shall not exceed 138,999 pounds per year. [District Rule 2201]
25. Permittee shall conduct daily visual inspections of the material handling systems for leaks, breaks, or other visible signs of equipment malfunctions. [District Rule 4204]
26. Permittee shall maintain daily records of the number and weight of bales produced. [District Rule 1070]
27. Permittee shall maintain a record of the daily inspections of the material handling systems, including any equipment malfunctions discovered and corrective action taken to repair the malfunction, and any source test results. [District Rule 4204]
28. All records shall be retained on site for five years and made available to the District upon request. [District Rules 1070 and 4204]

These terms and conditions are part of the Facility-wide Permit to Operate.

Appendix B
Draft ERC Certificate

San Joaquin Valley
Air Pollution Control District

Northern Regional Office • 4800 Enterprise Way • Modesto, CA 95356-8718

Emission Reduction Credit Certificate

N-17109-24

DRAFT

ISSUED TO: EAGLE VALLEY GINNING LLC
ISSUED DATE: <DRAFT>
LOCATION OF REDUCTION: 27480 S BENNETT RD
FIREBAUGH, CA 93622

For CO2E Reduction In The Amount Of:

251 metric tons / year

Conditions Attached

Method Of Reduction

- Shutdown of Entire Stationary Source
 Shutdown of Emissions Units
 Other

Shutdown of cotton gin verified as permanent within the State of California

Emission Reduction Qualification Criteria

This emission reduction is surplus and additional to all applicable regulatory requirements.

Seyed Sadredin, Executive Director, APCO

DRAFT

David Warner, Director of Permit Services