



North Carolina Department of Environment and Natural Resources
Division of Air Quality

Michael F. Easley, Governor

William G. Ross, Jr., Secretary
B. Keith Overcash, P.E., Director

September 17, 2008

James L. Turner
President and Chief Operating Officer
U.S. Franchised Electric and Gas
Duke Energy Corporation
526 South Church Street
Charlotte, NC 28202

Re: Review Process for MACT Assessment
Cliffside Unit 6

Dear Mr. Turner:

The Division is in receipt of your MACT Assessment for Cliffside Unit 6. As noted in your submittal, the assessment was performed consistent with the general principles of Clean Air Act section 112(g). The Division intends to review your submittal consistent with the substantive and procedural provisions established under section 112(g) as modified only if necessary under the unique circumstances of this case.

The Division has determined that your submittal is administratively complete. Note that a determination of administrative completeness does not foreclose the Division from requesting additional information as necessary to complete the review. Within 30 days following the determination of administrative completeness, the Division will issue a preliminary determination proposing emissions limits for Cliffside Unit 6 that reflect Maximum Achievable Control Technology (MACT) for new emission units (also called an initial Notice of MACT Approval or NOMA). Emissions limits proposed in the initial NOMA may differ from those proposed in Duke's MACT Assessment based on the Division's independent review of Duke's submittal and other relevant information and in order to fully meet the intent of section 112(g).

The Division will publish the initial NOMA along with the information you have submitted and accept public comments for a period of 30 days. The Division may also schedule a public hearing to receive comment on the NOMA. Within 30 days following the close of the comment period, the Division will issue its final determination. Following the final determination, the air quality permit for Cliffside Unit 6 will be re-opened for the purpose of incorporating the final emission limits from this process. The Division notes that in its review and determination regarding MACT, it will not take into account any ongoing construction on Cliffside Unit 6.

Permitting Section

1641 Mail Service Center, Raleigh, North Carolina 27699-1641
2728 Capital Blvd., Raleigh, North Carolina 27604
Phone: 919-715-6235 / FAX 919-733-5317 / Internet: www.ncair.org

One
North Carolina
Naturally

If you have any further questions regarding the Division's review of your submittal, please feel free to contact me at (919) 715-6253 or Donald.vandervaat@ncmail.net.

Sincerely,

A handwritten signature in cursive script that reads "Donald R. van der Vaart". The signature is written in black ink and is positioned below the word "Sincerely,".

Donald R. van der Vaart, P.E.

Chief

Permits Section