

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
AIR POLLUTION CONTROL COMMISSION

In the matter of administrative proceedings
concerning THE DETROIT EDISON COMPANY,
a corporation organized under the laws of
the State of Michigan and New York and
doing business at the Boulevard Heating
Plant, City of Detroit, County of Wayne,
State of Michigan.

SIP No. 07-1981

STIPULATION FOR ENTRY OF CONSENT ORDER
AND
FINAL ORDER

This proceeding resulted from allegations by the staff of the Air Quality Division of the Department of Natural Resources (hereinafter referred to as the "Staff"). The Staff alleges that The Detroit Edison Company, a Michigan and New York corporation (hereinafter referred to as the "Company"), located at the Boulevard Heating Plant, City of Detroit, County of Wayne, State of Michigan, is required to comply with allowable limits as established by Administrative Code 1980 AACRS, R 336.1331, as expeditiously as practical, but not later than July 1, 1981. The Company and the Staff agree to the termination of this proceeding by entry of a Final Order by consent.

The Company and the Staff agree as follows:

1. The Company admits that the Chief of the Air Quality Division of the Department of Natural Resources is authorized by resolution of the Air Pollution Control Commission (hereinafter "Commission") adopted June 28, 1977, as agent of the Commission to enter into this Final Order by consent.

2. The Company stipulates that the Chief of the Air Quality Division of the Department of Natural Resources is charged with the investigation and enforcement of all orders, regulations, rules, standards and statutes of the State of Michigan concerning the emission and control of air contaminants.

3. The Company stipulates that the termination of this matter by a Final Order to be entered as a Consent Order is proper and acceptable.

4. The Commission and the Company agree that this Consent Order authorizes no exception to the air pollution control regulations except as specifically authorized by Rule 336.1331(d) relating to the emission of particulate matter for the term of this Consent Order and that nothing in this Consent Order either negates the applicability of the other rules nor precludes enforcement of the rules.

5. The Commission and the Company hereby stipulate and agree to the following program:

- (a) After July 1, 1981, the Company shall limit the consumption of coal for Units 1 through 4 of the Boulevard Heating Plant to 90 tons per day and 1,000 tons per year.
- (b) After July 1, 1981, particulate emissions from each of Units 1 through 4 at the Boulevard Heating Plant shall not exceed 0.65 pounds particulate per 1,000 pounds of exhaust gases corrected to 50 percent excess air.
- (c) After July 1, 1981, particulate emissions from Units 1 through 4 at the Boulevard Heating Plant shall not exceed 0.9 tons per day nor 10 tons per year.
- (d) By March 1, 1982, the Company shall submit to the Commission a report containing the annual fuel consumption and ultimate fuel analysis for Units 1 through 4 of the Boulevard Heating Plant for the preceding calendar year.

6. The Commission and the Company agree that neither the execution of this Consent Order nor anything contained therein shall be construed as waiving any rights of the Commission or the Company under the Air Pollution Act, 1965 P.A. 348, as amended, being MCLA 336.11, et. seq., except as set forth herein.

7. The Commission has reviewed the Company's analysis entitled "RACT Determination for the Boulevard Heating Plant" and hereby finds that the terms of this

Consent Order represent implementation by the Company of reasonably available control technology for the Boulevard Heating Plant.

8. Approval of this abatement program is not a major state action for purposes of further environmental review pursuant to Executive Order 1974-4.

9. Staff and the Company both acknowledge that a public hearing on this abatement program was held on March 17, 1981. Both Staff and the Company consent to enforcement of this Stipulation and Final Order in the same manner and by the same procedures for all final orders entered pursuant to Section 16 of 1972 PA 257, MCLA 336.26, including enforcement pursuant to 1970 PA 127, MCLA 691.1201 et. seq.; MSA 14.528(201) et. seq.

Approved as to Form and Content:

C. M. Heide

THE DETROIT EDISON COMPANY

Dated: 4-20-81

Approved as to Content:

Robert Miller

Robert P. Miller, Acting Chief
AIR QUALITY DIVISION
DEPARTMENT OF NATURAL RESOURCES

Dated: 4/28/81

Approved as to Form:

Stewart H. Freeman

Stewart H. Freeman
Assistant Attorney General
DEPARTMENT OF ATTORNEY GENERAL

Dated: April 24, 1981

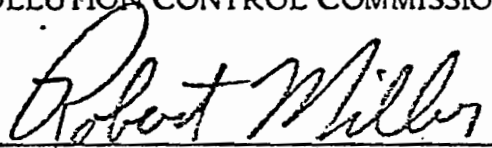
FINAL ORDER

This Commission having had opportunity to review the above stated Stipulation for Entry of Consent Order, and this Commission having authorized the Chief of the Air Quality Division of the Department of Natural Resources as agent of the Commission to enter into consent orders,

IT IS ORDERED that this Consent Order shall be entered in the record of this Commission as stated herein.

AIR POLLUTION CONTROL COMMISSION

By: _____


Robert P. Miller, Acting Chief
Air Quality Division
Department of Natural Resources

Dated: _____

4/28/81