

From: [Lloyd, Michelle](#)
To: [Vodopivec, Cynthia](#)
Cc: [DeRobertis, Cecilia](#); [Behan, Frank](#); [Collins, Renee](#); [Mitchell, David](#); [Chavers, Eric](#); [Mills, Jason](#)
Subject: RE: Martin Lake Facility Request to Withdraw Part B Submissions
Date: Thursday, February 29, 2024 11:42:02 AM

EXTERNAL EMAIL

Good afternoon Cynthia,

Thank you for the January 2, 2024, email from Luminant Generation Company LLC (“Luminant”), which notified EPA of the facility’s withdrawal of its application for the Martin Lake Steam Electric Station. This application was submitted to EPA on November 25, 2020, pursuant to 40 C.F.R. § 257.71(d)(1). As part of this notification, Luminant provided information on the operating status of the CCR surface impoundment covered by the Application, namely the PDP-5. Specifically, on January 2, 2024, Luminant ceased receipt of CCR and non-CCR waste streams to the PDP-5.

EPA reviewed the application and determined that it included the required information, analyses and documentation specified under 40 C.F.R. § 257.71(d)(1), and consequently determined on January 11, 2022, that the application for the PDP-5 was complete. On January 25, 2023, EPA issued a proposed decision to deny the application for the PDP-5. In accordance with 40 C.F.R. § 257.71(d)(1)(iii)(A), the deadline to cease receipt of waste for the PDP-5 was tolled the entire period between April 11, 2021, and January 2, 2024, when the unit ceased receipt of waste.

Accordingly, EPA has updated the Part B webpage ([linked here](#)) to show that you have ceased receipt of waste, and that EPA will conduct no further review of the demonstration.

Please contact me if you have any questions or concerns with regard to this email response.

Sincerely,
Michelle Lloyd

Michelle Lloyd
Office of Resource Conservation and Recovery
U.S. Environmental Protection Agency
(202) 566-0560

From: Vodopivec, Cynthia <Cynthia.Vodopivec@vistracorp.com>
Sent: Tuesday, January 2, 2024 12:36 PM
To: DeRobertis, Cecilia <DeRobertis.Cecilia@epa.gov>; Behan, Frank <Behan.Frank@epa.gov>
Cc: Collins, Renee <Renee.Collins@luminant.com>; Mitchell, David <David.Mitchell@vistracorp.com>; eric.chavers@luminant.com
Subject: Martin Lake Facility Request to Withdraw Part B Submissions

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Dear Ms. DeRobertis,

On November 25, 2020, Luminant Generation Company LLC (“Luminant”) timely submitted an application to EPA for an alternate liner demonstration pursuant to 40 C.F.R. § 257.71(d)(1)(i) to allow one CCR surface impoundment at Martin Lake, PDP-5, to continue to receive CCR and non-CCR wastes. Luminant subsequently submitted the Alternate Liner Demonstration package pursuant to 40 C.F.R. § 257.71(d)(1)(ii) to EPA on November 30, 2021. On January 11, 2022, EPA determined that the application was complete, confirming that the deadline to cease receipt of waste at PDP-5 is tolled.

The Martin Lake Power Plant recently completed the retrofit of the Ash Pond Area, and all waste flows to PDP-5 have now ceased. Closure of PDP-5 will now proceed under 40 C.F.R. 257.102. Accordingly, it is no longer necessary for EPA to act on the Part B submissions for Martin Lake. Therefore, Luminant is withdrawing the initial Part B application submitted in November 2020 and the subsequent Alternate Liner Demonstration package submitted in November 2021.

Please let me know if you have any questions or concerns.

Best Regards,

Cynthia E. Vodopivec, P.E.
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