

Lummi Nation

The Lummi Natural Resources Department finds that the proposed Intalco Sulfur Dioxide Attainment Plan (Attainment Plan) is insufficient to ensure protection of air quality on and near the Lummi Indian Reservation, located less than 0.5 miles south of the currently designated sulfur dioxide non-attainment zone. While we agree with the provisions of the Attainment Plan and Agreed Order requiring (1) installation operation of a new sulfur dioxide scrubber, (2) merging of existing stacks and increasing the height of the merged stacks, and (3) limiting facility-wide and until-specific sulfur dioxide emissions, we feel that a more rigorous implementation plan is needed. Specifically, the Attainment Plan allows the facility to restart on or before April 30, 2025 without the aforementioned controls installed. We find it unfathomable that the State would permit polluting operations to resume prior to the installation of controls that the State deems (and Lummi Nation agrees) are absolutely necessary to reduce sulfur dioxide emissions from facility operations.