November 6, 2026

Sent via email only: shawn@barankoinc.com

Shawn Hayden
Safety Coordinator
Center Coal Company
P.O. Box 820
Dickinson, ND 58602

Re: Air Pollution Control, Draft Permit to Construct No. ACP-18368 v1.0

Dear Shawn Hayden:

Pursuant to the Air Pollution Control Rules of the State of North Dakota, the Department of Environmental Quality (Department) initiated a permit application on October 22, 2026, to make a Permit to Construct for establishing the source status of Synthetic Minor to Center Coal Mine located in Oliver County, North Dakota.

Before making final determination on the draft Permit to Construct, the Department must solicit public comment by means of the enclosed public notice. As indicated in the notice, the public comment period will begin on November 11, 2026, and end on December 10, 2026. The Department's analysis and a draft copy of the Permit to Construct will be published online at https://deq.nd.gov/AQ/PublicCom.aspx prior to the start of public comment.

All comments received will be considered in the final determination concerning issuance of the permit. You will be notified in writing of our final determination.

If you have any questions, please contact me at (701) 328-6404 or mrose@nd.gov.

Sincerely,

Michaela Rose

Michaela Rose
Environmental Scientist
Division of Air Quality

Enc:
xc: EPA Region 8 permitting email (r8airpermitting@epa.gov)

NOTICE OF INTENT TO ISSUE AN
AIR POLLUTION CONTROL
PERMIT TO CONSTRUCT

Take notice that the North Dakota Department of Environmental Quality (NDDEQ or the Department) proposes to issue an Air Pollution Control Permit to Construct (PTC) to Center Coal Mine Company, a Division of General Industries, Inc. (Center Coal) in accordance with the North Dakota Air Pollution Control Rules. The proposed air pollution control permit is for establishing the status of the operational permit to be a Synthetic Minor permit located in Oliver County, North Dakota. There are no physical or operational changes associated with this proposed PTC.

Preliminary evaluations made by the Department indicate that the facility will comply with all applicable Air Pollution Control Rules and there will be no detrimental/significant effects to air quality. Predicted concentrations in the air surrounding the facility are expected to be below the state and federal ambient air quality standards, which are standards that are set at a level to protect human health and the environment.

A 30-day public comment period for the proposed PTC will begin on November 11, 2026, and end on December 10, 2026. For purposes of official consideration, all comments must include the subject line "Re: Public Comment for Permit Number ACP-18368 v1.0," and must be directed in writing via email to AirQuality@nd.gov or via physical letter addressed to the NDDEQ, Division of Air Quality, 4201 Normandy Street, 2nd Floor, Bismarck, ND 58503-1324. Comments must be received by 11:59 p.m. CST on the last day of the public comment period in order to be considered in the final permit determination.

The Department's proposed PTC (permit) and Air Quality Effects Analysis Memo (technical support) are available for review at the Department's office and online at https://deq.nd.gov/aq/PublicCom.aspx. Mailed copies of these documents are available upon request.

The NDDEQ will consider every request for reasonable accommodation to provide an accessible meeting facility or other accommodation for people with disabilities, language interpretation for people with limited English proficiency (LEP), and translations of written material necessary to access programs and information. Language assistance services are available free of charge to you. Requests for accommodation should be made as soon as possible and ideally at least 5 business days prior to a scheduled program, service or activity. Depending on the nature and complexity of the request, requests may take longer than 5 days to fulfil. Requests may be directed to the NDDEQ staff responsible for the program, service, or activity, or to the Nondiscrimination Coordinator directly. Contact the NDDEQ Nondiscrimination Coordinator directly at 701-328-5150 or deqEJ@nd.gov. TTY users may use Relay North Dakota at 711 or 1-800-366-6888.

Dated this 6th of November 2026.

James L. Semerad
Director
Division of Air Quality