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Clean Air Act: Nebraska Department of Environmental Quality and BNSF Railway Company (Alliance Facility) Enter Into Consent Order Addressing Air Matters

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The Nebraska Department of Environmental Quality ("NDEQ") and BNSF Railway Company (Alliance Facility) ("BRC") entered into an October 1st Consent Order ("CO") addressing the operation of three coal-fired boilers at the Alliance Facility diesel shop in Box Butte County, Nebraska.

The CO states that BRC Alliance Facility involves locomotive service, repair, and maintenance activities.

The coal-fired boilers are stated to be subject to the notification, compliance demonstration, and emission limit requirements of 40 CFR Part 63 Subpart JJJJJ for industrial boilers.

The CO includes a Compliance Order which requires BRC to perform the following activities:

1. Operate the existing coal-fired boilers under existing permit conditions on an as-needed basis only through May 31, 2016.
2. If applicable, submit a permit application for the installation of two new natural gas-fired boilers as soon as possible but no later than December 1, 2015
3. Remove the existing coal-fired boilers from the Facility by October 1, 2016
4. Operate the new natural gas-fired boilers according to the terms and conditions of any applicable permit

[Click here to download a copy of the CO.](#)