

Presidential Documents

Title 3—

Memorandum of December 27, 1979

The President

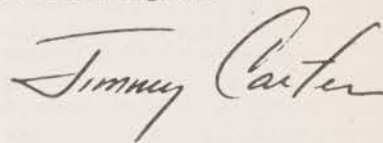
Determination Under Section 110(f) of the Clean Air Act

Memorandum for the Administrator of the Environmental Protection Agency

Governor Atiyeh of the State of Oregon petitioned me on December 22, 1979, for a determination under Section 110(f) of the Clean Air Act that a regional energy emergency exists in Oregon of such severity that a temporary suspension of the federally promulgated new source construction and permitting prohibition under Section 110 and Part D of the Clean Air Act and appropriate provisions of Oregon's State Implementation Plan is necessary to help alleviate potentially high levels of unemployment caused by possible curtailments of electricity supply to the region. After considering the information and views provided to me by Governor Atiyeh, the Secretary of the Department of Energy, and the Administrator of EPA, I am hereby making the requested determination, subject to the conditions listed below:

- (1) This determination applies only to the Harborton facility discussed in the Governor's petition.
- (2) This determination expires on February 7, 1980. I will rescind this determination before that date if the potential energy shortage is substantially eased in the interim.
- (3) Oregon's Department of Environmental Quality will monitor the air quality impact of operating the Harborton facility and will require the termination of its operation if air quality levels approach the primary ambient air quality standards. In no case would this declaration permit excesses of the health related primary ambient air quality standards.
- (4) The Governor calls for a statewide electricity conservation effort. The State will submit to EPA and DOE biweekly reports on electricity consumption levels in the State, including the effects of its electricity conservation program. This determination is made in full recognition of Oregon's excellent record in the area of energy conservation.
- (5) The operation of the Harborton facility will not result in a reduction in the electric energy output of other fossil fuel fired generating facilities in the State of Oregon.
- (6) PGE will make maximum practicable effort to purchase available electric power from other regional utilities. State regulatory authorities will seek to remove regulatory impediments to power purchase by PRE and allow timely recovery of prudently incurred purchased power costs.

This determination shall be published in the Federal Register.



THE WHITE HOUSE,
Washington, December 27, 1979.

Memorandum of December 27, 1972

Determination Under Section 110(f) of the Clean Air Act

Memorandum for the Administrator of the Environmental Protection Agency

Governor Atiyeh of the State of Oregon petitioned me on December 22, 1972, for a determination under Section 110(f) of the Clean Air Act that a regional energy emergency exists in Oregon of such severity that a temporary suspension of the federally promulgated new source construction and permitting prohibition under Section 110 and Part D of the Clean Air Act and appropriate provisions of Oregon's State Implementation Plan is necessary to help alleviate potentially high levels of unemployment caused by possible curtailments of electricity supply to the region. After considering the information and views provided to me by Governor Atiyeh, the Secretary of the Department of Energy, and the Administrator of EPA, I am hereby making the requested determination subject to the conditions listed below:

(1) This determination applies only to the Harborton facility discussed in the Governor's petition.

(2) This determination expires on February 7, 1980. I will rescind this determination before that date if the potential energy shortage is substantially eased in the interim.

(3) Oregon's Department of Environmental Quality will monitor the air quality impact of operating the Harborton facility and will regulate the termination of its operation if air quality levels approach the primary ambient air quality standards to such extent that this declaration permit exceeds of the health related primary ambient air quality standards.

(4) The Governor calls for a statewide electricity conservation effort. The State will submit to EPA and DOE biweekly reports on electricity consumption levels in the State, including the effects of its electricity conservation program. This determination is made in full recognition of Oregon's excellent record in the area of energy conservation.

(5) The operation of the Harborton facility will not result in a reduction in the electric energy output of other fossil fuel fired generating facilities in the State of Oregon.

(6) EPA will make maximum practicable effort to purchase available electric power from other regional utilities. State regulatory authorities will seek to ensure regulatory requirements to power purchase by FERC and allow timely recovery of presently incurred purchased power costs.

This determination shall be published in the Federal Register.



THE WHITE HOUSE

Washington, December 27, 1972

Presidential Documents

Executive Order 12187 of December 29, 1979

Base Production Control Level for Marginal Properties

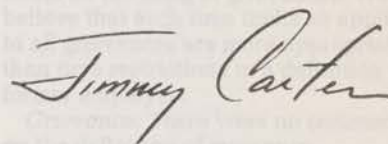
By the authority vested in me as President by the Constitution and statutes of the United States of America, including the Emergency Petroleum Allocation Act of 1973, as amended (15 U.S.C. 751 *et seq.*), and notwithstanding the delegations to the Secretary of Energy in Executive Order No. 11790, as amended by Executive Order No. 12038, and in order to delay the decontrol of marginal oil wells, it is hereby ordered as follows:

1-101. For purposes of the pricing regulations adopted pursuant to the Emergency Petroleum Allocation Act of 1973, with respect to months commencing after December 31, 1979, the base production control level for marginal properties shall equal 20 percent of the total number of barrels of old crude oil produced and sold from the property concerned during calendar year 1978, divided by 365, multiplied by the number of days during the month in 1978 which corresponds to the month concerned.

1-102. For purposes of this Order, the term "marginal properties" has the same meaning as that term under the crude oil pricing regulations adopted pursuant to the Emergency Petroleum Allocation Act of 1973, as amended.

1-103. The Secretary of Energy may, pursuant to Executive Order No. 11790, as amended by Executive Order No. 12038, adopt such regulations as he deems necessary or appropriate to conform the crude oil pricing regulations to this Order.

THE WHITE HOUSE,
December 29, 1979.



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