

Application Complete - TransGas; Adams Fork Harless Data Center Energy Campus

1 message

Williams, Jerry <jerry.williams@wv.gov>

Wed, Jun 4, 2025 at 12:33 PM

To: Adam Victor <adam@tgds.com>

Cc: "Adam Victor, Jr." <avj@adamsforkenergy.com>, "Patrick E. Ward" <PEWard@potesta.com>, Joseph R Kessler <joseph.r.kessler@wv.gov>

Your application (R13-3714) for an off-grid power generation facility was received by the Division of Air Quality on March 26, 2025 and assigned to the writer for review. A revised application was received on May 14, 2025. Upon review of said application, it has been determined that the application is complete and, therefore, the statutory review period *(90 days)* commenced on June 4, 2025.

This determination of completeness shall not relieve the permit applicant of the requirement to subsequently submit, in a timely manner, any additional or corrected information deemed necessary for a final permit determination. Please note that any additional information requests may pause the statutory review clock.

Should you have any questions, please contact me at jerry.williams@wv.gov.

--



Jerry Williams, P.E.

Engineer, Division of Air Quality

WV Department of Environmental Protection

601 57th Street SE, Charleston, WV 25304

Phone 304-414-1214

Web dep.wv.gov Email jerry.williams@wv.gov



west virginia department of environmental protection

Division of Air Quality 601 57th Street, SE Charleston, WV 25304 (304) 926-0475 Harold D. Ward, Cabinet Secretary dep.wv.gov

May 9, 2025

Mr. Adam Victor President TransGas Development Systems, LLC adam@tgds.com

Re: Confidential Business Information

TransGas Development Systems, LLC Permit Numbers: R13-3714, 3715

Facility ID Numbers: 059-00133, 059-00134

Mr. Victor:

On May 2, 2025, the Office of the General Counsel (OGC) received from TransGas Development Systems, LLC (TransGas) a letter proposing that TransGas revise its CBI claim in Permit Applications R13-3714/3715 to cover only the company names for the engine and control systems designers and manufacturers, including the engine model number which would identify the engine company. The remaining, currently claimed CBI, would be removed from the CBI request.

The Office of Legal Services has determined that a permit application so submitted would be in compliance with the requirements governing the submission of CBI under 45CSR31 and 45CSR31b.

Sincerely,

Laura M. Crowder Digitally signed by: Laura M. Crowder PDN; CN = Laura M. Crowder email = Laura.M. Crowder email = Laura.M. Crowder@wv.gov C = US O = WV DEP OU = DAQ
DAQ
Date: 2025.05.09 12:31:00 -04'00'

Laura M. Crowder Director, Division of Air Quality

cc: Adam Victor, Jr., avj@adamsforkewvergy.com
Patrick Ward, peward@potesta.com



May 2, 2025

Mr. Jason Wandling, General Counsel WV Department of Environmental Protection Office of General Counsel 601 57th Street, SE Charleston, West Virginia 25304

RE: Confidential Business Information

TransGas Development Systems, LLC

Facility I.D. Numbers 059-00133 and 059-00134

Dear Mr. Wandling:

TransGas Development Systems, LLC (TransGas) offers the following response to your agency's request dated April 28, 2025. The agency's letter requests that we further address the confidential business information (CBI) claim contained in the permit applications for the above sites.

To facilitate the review of the permit applications, TransGas is proposing to revise the CBI claim to cover the company names for the engine and control systems designers and manufacturers. This will include the engine model number which would identify the engine company. The remaining, currently claimed CBI, will be removed from our CBI request.

We hope that this revised CBI request is acceptable. If it is acceptable, we will submit another set of permit applications (confidential and redacted) reflecting this change.

Sincerely,

TRANSGAS DEVELOPMENT SYSTEMS, LLC

Adam Victor President

cc: Patrick Ward, Potesta & Associates, Inc.



west virginia department of environmental protection

Division of Air Quality 601 57th Street, SE Charleston, WV 25304 (304) 926-0475 Harold D. Ward, Cabinet Secretary dep.wv.gov

April 28, 2025

Mr. Adam Victor
President
TransGas Development Systems, LLC
adam@tqds.com

Re:

Confidential Business Information TransGas Development Systems, LLC Permit Numbers: R13-3714, 3715

Facility ID Numbers: 059-00133, 059-00134

Mr. Victor:

On March 26, 2025, TransGas Development Systems, LLC (TransGas) submitted air permit applications (R13-3714 and 3715) that contained information claimed as confidential business information (CBI). Redacted copies of the permit application were provided that have been made available for public review. As you are aware, the Division of Air Quality (DAQ) has received a public comment concerning the proposed project, which has specifically requested release of the information that has been redacted in the public version of the applications. This written request for release of information currently redacted has triggered a review of the CBI claims by the DEP's Office of the General Counsel (OGC). This review is governed by the applicable WV Legislative Rules 45CSR31, 31a, and 31b. At this time, the review has determined that some of the information claimed as CBI, specifically data concerning the RICE units and associated control devices, may not qualify for such designation as it falls under the definition of "Types and Amounts of Air Pollutants Discharged" as excluded under §45-31-6 and defined under §45-31-2.4 (and further defined under 45CSR31b). There is also some concern that the claimed CBI may not meet the eligibility requirements under §45-31-4.1(b) and 4.1(c).

At this time the OGC is requesting further justification (beyond that which is given on the CBI cover document) that the information noted above and claimed as CBI is not defined as "Types and Amounts of Air Pollutants Discharged" and also does not conflict with the eligibility requirements under §45-31-4.1(b) and 4.1(c). Please note that no information will be released without both TransGas having a full opportunity to justify the claims of CBI and the opportunity to have a full consultation with the WVDEP over this matter.

Please provide a written response within fifteen (15) days of receipt of this request to facilitate the continued review of Permit Applications R13-3714 and 3715.

Sincerely,

Jason Wandling

WVDEP General Counsel

Jasen Wandling

cc: Adam Victor, Jr., avj@adamsforkewvergy.com
Patrick Ward, peward@potesta.com

WEST VIRGINIA DEPARTMENT OF **ENVIRONMENTAL PROTECTION**

DIVISION OF AIR QUALITY

APPLICATION FOR NSR PERMIT AND

601 57 th Street, SE Charleston, WV 25304 (304) 926-0475 www.dep.wv.gov/dag	T	TITLE V PERMIT REVISION (OPTIONAL)	
PLEASE CHECK ALL THAT APPLY TO NSR (45CSR13) (IF KI CONSTRUCTION MODIFICATION RELOCATION CLASS I ADMINISTRATIVE UPDATE AFTER-THE-I	ADMINISTRA SIGNIFICAN FACT IF ANY BOX AB	ATIVE AMENDMENT MINOR MODIFICATION T MODIFICATION OVE IS CHECKED, INCLUDE TITLE V REVISION AS ATTACHMENT S TO THIS APPLICATION	
FOR TITLE V FACILITIES ONLY: Please refer to "Title V Revision Guidance" in order to determine your Title V Revision options (Appendix A, "Title V Permit Revision Flowchart") and ability to operate with the changes requested in this Permit Application.			
Section I. General			
Name of applicant (as registered with the WV Secretary of State's Office): TransGas Development Systems, LLC		2. Federal Employer ID No. <i>(FEIN):</i> 20343110	
3. Name of facility (if different from above):		4. The applicant is the:	
Adams Fork Harless Data Center Energy Campus		☐ OWNER ☐ OPERATOR ☐ BOTH	
5A. Applicant's mailing address: 630 First Avenue, Suite 30C New York, New York 10016-3799	22 Mine Road	5B. Facility's present physical address: 22 Mine Road Holden, WV 25670	
6. West Virginia Business Registration. Is the applicant a resident of the State of West Virginia? ☐ YES ☐ NO ☐ If YES, provide a copy of the Certificate of Incorporation/Organization/Limited Partnership (one page) including any name change amendments or other Business Registration Certificate as Attachment A. ☐ If NO, provide a copy of the Certificate of Authority/Authority of L.L.C./Registration (one page) including any name change amendments or other Business Certificate as Attachment A.			
7. If applicant is a subsidiary corporation, please provide the name of parent corporation: No			
8. Does the applicant own, lease, have an option to buy or otherwise have control of the <i>proposed site?</i> YES NO			
 If YES, please explain: Applicant has an option on the site with the current owner. If NO, you are not eligible for a permit for this source. 			
9. Type of plant or facility (stationary source) to be constructed , modified , relocated , administratively updated or temporarily permitted (e.g., coal preparation plant, primary crusher, etc.): Off-grid Power Generation 10. North American Industry Classification System (NAICS) code for the facil 221112		classification System (NAICS) code for the facility:	
11A. DAQ Plant ID No. (for existing facilities only): New Facility		List all current 45CSR13 and 45CSR30 (Title V) permit numbers associated with this process (for existing facilities only): Facility	
All of the required forms and additional information can be found under the Permitting Section of DAQ's website, or requested by phone.			

Ad Number 235088

Affidavit of Legal Publication and Posting

STATE OF WEST VIRGINIA

COUNTY OF Mingo, TO-WIT

LUN, Classified Advertising

Representative of the The Williamson Daily News, a newspaper published in the county of Mingo, West Virginia, hereby certify that the annexed publication was inserted in said newspaper___

The cost of publishing said annexed advertisement

as aforesaid was \$ 42.50

Commencing On: 04/09/2025

Ending On: 04/09/2025

Given under my hand this day 04/09/2025

Sworn to and subscribed before me 04/09/2025 at Williamson, Mingo County, West Virginia

Notary Public of, in and for Mingo County, West Virginia

MY COMMISSION EXPIRES:

Official Seal
Notary Public, State of West Virginia
Jalme Lynn Copley
HD Media Co.
5192 Bradley Rd
Huntington, WV 25705
My Commission Expires May 12, 2027

AIR QUALITY PERMIT NOTICE

Notice of Application

Notice is given that TransGas Development Systems, LLC has applied to the West Virgin ia Department of Environmental Protection, Dission of Air Quality, for a Constructor Permit for the Adams Fork Harless Data Center Energy Campus located on 22 Mine Road near Holden in Mingo County, West Virginia. The latitude and long flude coor dinates are: 37,753020 and 82.119050.

The applicant estimates the potential to discharge the following Regulated Air Pollutants will be: NOx of 194.30 tons per year (toy), SO2 of 9.93 tpy, CO of 17.66 which includes fugitives of 0.31 tby, PM of 193.69 tpy which includes fugitives of 7.16 tpy, PM10 of 187.96 which includes fugitives of 7.16 tpy, PM10 of 187.96 which includes fugitives of 1.43 tpy, PM2.5 of 186.91 tpy which includes fugitives of 0.38 tpy, and total HAPS of 0.87 tpy.

Startup of operations is planned to begin on or about the 1st day of January 2027. Written comments will be received by the West Virginia Department of Environmental Protection, Division of Air Quality, 601 57th Street, SE, Charleston, WV 25304, for at least 30 calendar days from the date of publication of this notice. Written comments will also be received via email at DEPAirQualityPermitting @WV.gov.

Any questions regarding this permit application should be directed to the DAQ at (304) 926 0499. Extension 41281, during normal business hours.

Dated this the 9th day of April 2025.

By: TransGas Development Systems, LLC Adam Victor President 630 First Avenue, Suite 30C New York, New York 10016 3799

LH-235088 04-09:2025 Acc.ld: 66275

POTESTA &

Name: ASSOCIATES

Phone: 304-342-1400

7012 MACCORKLE AVE

Legal Notices

Address: SE

City: CHARLESTON

State: WV Postcode: 25304

Class: 9010

Edition: WDN

Start: 04/09/2025 **Stop:** 04/09/2025

Issues: 1 Units 86.0

Order ID: HC 235088

TFN:

(

TFN cycle:

Rep: EQUEEN

Status: CF Source: EM

Paytype: BI

Rate: LG Cost EXC

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GST:

42.50

Tax: 0.00 **Total Charge:** 42.50

Printed on: 04/02/2025 16:31:44

Printed by: EQUEEN

John Journal of the submitted in a sealed envelope, bearing on the outside the name and address of the bidder and the words 'Bid for Jown of Matewan.' The owner reserves the right to waive any information or to reject any or all bids. All bids must be masted to: Lonnie Hannah MINGO COUNTY CIRCUIT CLERK

LH-325497 04-09;2025

LH-229175 04-02,09;2025

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Top trug fugitives of 0.31 tpy, PM of 215.17 tpy which includes fugitives of 26.64 tpy, PM10 of 192.26 which includes fugitives of 5.73 tpy, PM2.5 of 188.03 tpy, which includes fugitives of 1.50 tpy, and total HAPS of 0.87 tpy.

AIR QUALITY PERMIT NOTICE

Notice of Application

A copy of the Petition In the Service of the Petition In the Service of the Servi

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Legal Notices

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ADDRESS

COAL MAC LLC, 1245 22 MINE ROAD, , HOLDEN, WV 25625 citics is harstly-grans that we have been some of the second of the seco

PG Box 299 Sidney, KY 42564

PO Box 1517 Bluefield, NV 24701

PD Box 1142 Crab Orchard, WV 25827

Mest Fork of Twelvepole Creek The operation is discharging into

Lexington Coal Company, LLC

Pocahontas Land Corp.

and the mineral associated herewith is owned NAME

District of Mingo
Country, Longaude #2 + 7 '46

37 + 53 '37 '(Coordinates from LISCS Repognance Mag. In the cree pseculated trainwith is owned in NAME

and the mineral within 100 feet of the planns area is owned by

NAME ADDRESS

Legal Notices

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By: TransGas Developmer Systems, LLC Adam Victor President 630 First Avenue, Suite 30C New York, New York 10016-3799

Williamson Utility Board Repairs at 317 East 3rd Avenue Scope of Work

Room 1
(Approximately 26d aq.ft.)
Replace the flooring
Install new door
Install new door
Install new door
Install new door
Painting of drywall on walls
Painting of drywall on walls

Room 2
(Approximately 144 eq.ft)
Replace ties flooring
Install new drop ceiting
Install drywal on wells
Painting of drywall
Installed

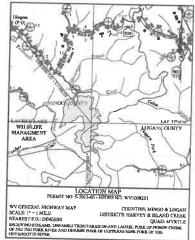
Legal Notices

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All years where wood will not be replaced in will reded to be changed that the products over the control of the

- Install new insulation - Register subfloor - Register subfloor - Register subfloor - Register subfloor - Register destruction - Registe

ERRORS MUST BE REPORTED ON THE FIRST DAY OF PUBLICATION



Notice is hereby given that Cast Mac, LLC 1243 22 Mine Road, Holden, WY 25625 has pubmitted an applica-tion with the Department of Environmental Protection (DEP), 110 George Rostas Drive, Logan, WY 25601 for Permit Natural Sci 2010 Sofe or Plass a linease on Increment Mamber 3 Issued of 24 Alb 2642, Plass 1 release on Increment Number of issued for 2513 2002, a Plass 1 release on Increment 8 Issued for 67.27 core: and 2 Plass 1 release on Increment 3 Issued for 64.35 2002.

The permit is located in the Harvey and Island Creek Districts of Logan and Mingo Counties, 3.3 miles Sout east of Dingess on unmarted beburaries of land Laurel Fork of Rigeon Creek of the Tup Fork River, Dingess Fork of Copperss Mine Fork of the Guyandotte River and West Fork Tivelvepole Creek of Tivelvepole Creek.

Coal-Mac LLC completed backfilling and regrading on 12/31/2021 and is requesting release of the persons of the reclamation performance band currently in the amount of 335,000 for Phase 1 on increment 3, 50% of 540,000 for Phase 1 on increment 6, 50% of \$66,000 for Phase 1 on increment 8 and 60% of \$46,000 for Phase 1.

Written comments will be received at the DEP address above until \$/23/2025, or thirty (30) days from the date of final publication.

DEP Telephone Number: 304-792-7250

Permit Number: 5-5017-98

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Surface of the area associated herewith, and the mineral associated herewith is owned by: Western Pocahontas Land Company, 5260 Inwin Rd, Huntington, WV 25705

Mineral within 100 feet of the permit herewith owned by: Western Pocahonias Land Company, 5260 Irwin Rd, Humtington, WV 25705

and the surface within 100 feet of the permit herewith is owned by: Western Pocahontas Land Company, 5300 favin Ad, Humbington, WY 25705 Finestive Ternt, #7 Chanse, PL, Baldden, WY 25608, and Wayne Ellis et uc. P.O. Bac 247, Gilbert, WY 25601

Whiten comments and/or requests for a formal conference of the surface mining application shall iden-tly the applicant and application number and will be received by the Permit Supervisor at the WIVED educites above until Nay 9, 20.5, or thirty 000 days from the date of first publication. A copy of the application will be available until May 9, 20.5, or thirty (80) days from the date of final publication in the WIVED regional Office boastered it the address above and is suitable at:

The above link can be accessed from a computer at all West Virginia public libraries.

primare comments and/or respects for an informat conformace of the points researed application shall focably the sentence and application reaches and will be received by the Permit Department of the DEP indones show sort \$7.272.PDOS_SE_CO., or hely pill object from the date of Plant Indiamities. An only of the application sit to an explication sit to a DEP Regional content in the DEP Regional content in

The above link can be accessed from a computer at all West Virginia public libraries.

Telephone Number: 304-782-7250 Mil Number: 0601080

The same are to be revenied only for location map in accordance with 18-2-3.2(b)(2)

Lyme Hountaineer Timberlands, LLC



WV DAQ Permit Application Incomplete for TransGas Development Systems, LLC - Harless

Patrick E. Ward <PEWard@potesta.com>

Tue, Apr 22, 2025 at 9:47 AM

To: "Williams, Jerry" <jerry.williams@wv.gov>

Cc: Joseph R Kessler <joseph.r.kessler@wv.gov>, Adam Victor <adam@tgds.com>, "Adam Victor, Jr." <avj@adamsforkenergy.com>, "Ronald R. Potesta" <RRPotesta@potesta.com>, "Rhonda L. Henson" <rlhenson@potesta.com>

Attached are the two items requested in the below email: the affidavit of publication and the corrected PDF Page 5.

Regards,

Patrick Ward

Potesta & Associates, Inc.

7012 MacCorkle Avenue, S.E.

Charleston, West Virginia 25304

Ph: (304) 342-1400

Direct: (304) 414-4751

Fax: (304) 343-9031

This electronic communication and its attachments contain confidential information. The recommendations and/or design data included herein are provided as a matter of convenience and should not be used for final design or ultimate decision making. Rely only on the final hardcopy materials bearing the consultant's original signature and seal. If you have received this information in error, please notify the sender immediately.

[Quoted text hidden]

2 attachments



Revised Application for NSR Permit (Page 1) (22-0132-003B).pdf 213K



WV DAQ Permit Application Incomplete for TransGas Development Systems, LLC - Harless

1 message

Williams, Jerry <jerry.williams@wv.gov>

Mon, Apr 21, 2025 at 10:59 AM

To: Adam Victor <adam@tgds.com>, "Adam Victor, Jr." <avj@adamsforkenergy.com>, "Patrick E. Ward"

<PEWard@potesta.com>

Cc: Joseph R Kessler <joseph.r.kessler@wv.gov>

RE: Application Status: Incomplete TransGas Development Systems, LLC - Harless Permit Application R13-3714 Plant ID No. 059-00133

Dear Adam,

Your application for a 45 CSR 13 construction permit for a data center energy campus was received by this Division on March 26, 2025, and assigned to the writer for review. Upon initial review of said application, it has been determined that the application as submitted is incomplete based on the following items:

- 1. Page 5 of the pdf has the incorrect facility name and physical address.
- 2. Submit affidavit of publication for Class I legal advertisement.

Please address the above deficiencies in writing within fifteen (15) days of the receipt of this email. Application review will not commence until the application has been deemed to be technically complete. Failure to respond to this request in a timely manner may result in the denial of the application.

Should you have any questions, please reply to this email.

Thank you, Jerry



Jerry Williams, P.E.

Engineer, Division of Air Quality

WV Department of Environmental Protection

601 57th Street SE, Charleston, WV 25304

Phone 304-926-0499, ext. 41214

Web dep.wv.gov Email jerry.williams@wv.gov



Applications R13-3714 and R13-3715

Patrick E. Ward <PEWard@potesta.com>

Thu, Apr 3, 2025 at 2:10 PM

To: "Jerry.Williams@wv.gov" < Jerry.Williams@wv.gov>

Cc: Adam Victor <adam@tgds.com>, "Adam Victor, Jr." <avj@adamsforkenergy.com>, "Ronald R. Potesta" <RRPotesta@potesta.com>, "Rhonda L. Henson" <rlhenson@potesta.com>

This email is to let you know the status of the fee payments and legal advertisements for the above applications. The application fees (\$2,000 each) were paid yesterday. The legal advertisements have been sent to the Williamson Daily Mail and will be published on April 9th. We will submit the affidavits of publications when we receive them from the newspaper.

Regards,

Patrick Ward

Potesta & Associates, Inc.

7012 MacCorkle Avenue, S.E.

Charleston, West Virginia 25304

Ph: (304) 342-1400

Direct: (304) 414-4751

Fax: (304) 343-9031

This electronic communication and its attachments contain confidential information. The recommendations and/or design data included herein are provided as a matter of convenience and should not be used for final design or ultimate decision making. Rely only on the final hardcopy materials bearing the consultant's original signature and seal. If you have received this information in error, please notify the sender immediately.



WV DAQ Permit Application Status for TransGas Development Systems LLC; Adams Fork Harless Data Center Energy Campus

1 message

Mink, Stephanie R <stephanie.r.mink@wv.gov>

Thu, Mar 27, 2025 at 12:26 PM

To: Adam Victor <adam@tgds.com>, avj@adamsforkenergy.com, "Patrick E. Ward" <PEWard@potesta.com> Cc: Joseph R Kessler <joseph.r.kessler@wv.gov>, Jerry Williams <jerry.williams@wv.gov>, Casey M Samples <casey.m.samples@wv.gov>, Gregory L Null <gregory.l.null@wv.gov>, Barbara A Miles <barbara.a.miles@wv.gov>, Kathy M Sullivan <kathy.m.sullivan@wv.gov>

Application Status

TransGas Development Systems LLC; Adams Fork Harless Data Center Energy Campus

Facility ID: 059-00133

Application No. R13-3714

Mr. Victor:

Your application for a Construction Permit for the Adams Fork Harless Data Center Energy Campus was received by this division on March 16, 2025, and was assigned to Jerry Williams.

It is noted in the Payment Report that payment will be received via phone. The permit engineer will contact you regarding the amount due. Once you have the amount that you owe from the engineer, you may contact the Accounts Receivable section at 304 926-0499 ext. 41195. The DEP accepts Visa and MasterCard only. Please have the Facility ID and Application Number available when calling.

Within 30 days, you should receive notification from Jerry Williams stating the status of the permit application and, if complete, given an estimated time frame for the agency's final action on the permit.

Any determination of completeness shall not relieve the permit applicant of the requirement to subsequently submit, in a timely manner, any additional or corrected information deemed necessary for a final permit decision.

Should you have any questions, please contact the assigned engineer, Jerry Williams, at 304-926-0499, extension 41214.

--

Stephanie Mink

Environmental Resources Associate

West Virginia Department of Environmental Protection

Division of Air Quality, Title V & NSR Permitting

601 57th Street SE

3/27/25, 12:44 PM State of West Virginia Mail - WV DAQ Permit Application Status for TransGas Development Systems LLC; Adams Fork Harless Da...

Charleston, WV 25304

Phone: 304-926-0499 x41281