GEORGIA
DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION DIVISION

Jeffrey W. Cown, Director

Air Protection Branch
4244 International Parkway
Suite 120
Atlanta, Georgia 30354
404-363-7000

July 2, 2026

Submitted electronically to Korby.Bracken@voltagrid.com

Mr. Korby Bracken
Senior Director-Health, Safety, & Environment
VoltaGrid-ATL-1 EGU
Hazelbrand Road, NE
Covington, GA 30014

RE: **Notice of Violation**
Construction without a Permit

Dear Mr. Bracken:

This letter serves as a Notice of Violation of the Georgia Rules for Air Quality Control. The alleged violations are based on information received on June 25, 2026, and a follow-up site visit on June 29, 2026, regarding construction occurring at the Facility prior to receiving an Air Quality Permit.

Georgia Rule 391-3-1-.03(1)(a) requires that any person prior to beginning the construction or modification of any facility, which may result in air pollution, shall obtain a permit for the construction or modification of such facility from the Director. Information provided to the Division on June 25, 2026, and on June 29, 2026, indicated that construction had begun at the Facility prior to receiving the permit applied for in Permit Application #29947, submitted November 14, 2025. The Division alleges the Company violated Georgia Rule 391-3-1-.03(1)(a).

Upon receiving this letter, the Company must stop all remaining construction of air pollution emissions sources and/or control equipment until such time that an air quality permit is issued for the construction and operation of the Facility. Any further evidence of the Facility continuing construction before the Permit is issued could result in further enforcement action, including monetary penalties, if warranted.

Within 15 business days of receipt of this letter, the Company shall submit to the Division the following information:

1. The reason(s) why the Company commenced construction of the emission units prior to receiving an air quality permit to construct and operate.
2. The date of the initial construction on any air pollution emission sources.
3. Any other information the Company considers relevant to the alleged violation.

The information provided by the Company will be reviewed by the Division and used to determine if further enforcement action, including monetary penalties, is warranted. The Company is not relieved in any way from liability for civil penalties pursuant to Section 23 of the Georgia Air Quality Act by submitting the requested information. If you have any questions or comments concerning this letter, please contact Suzanne Eslick at 470-607-4812 or Suzanne.Eslick@dnr.ga.gov.

Sincerely,

Sean Taylor
Program Manager
Stationary Source Compliance Program

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