

STAKEHOLDER MEETING ON DRAFT AMENDMENTS TO ADEQ NEW SOURCE REVIEW RULES

The Arizona Department of Environmental Quality (ADEQ) will hold a public stakeholder meeting to discuss draft amendments to the state new source review (NSR) regulations.

The details for the meeting are as follows:

Date: August 26, 2015
Time: 9:30 to Noon
Location: Arizona Department of Environmental Quality
1110 West Washington Street
Phoenix, AZ 85007
Conference Room 3175A-B
Contact: Steve Burr
burr.steve@azdeq.gov
602-771-4251

To request an auxiliary aid or service for accessible communication, please contact Alicia Pollard at (602) 771-4791 or at aap@azdeq.gov or dial 7-1-1 for TTY/TTD Services.

The draft amendments are available in the NSR rule capsule at the ADEQ website for draft and proposed rules:

<https://www.azdeq.gov/function/laws/draft.html>

The draft includes comments to explain some of the more significant changes. In addition, the rule capsule includes an EPA spreadsheet providing a detailed explanation of how ADEQ's rules satisfy specific NSR requirements and why some of the rules are deficient. ADEQ has added a "Notes" column to explain how ADEQ has attempted to address the deficiencies or other EPA suggestions.

If you wish to receive updates about this rulemaking and other NSR developments by text message or email, please subscribe to the New Source Review mailing list:

<https://public.govdelivery.com/accounts/AZDEQ/subscriber/new>

Background:

The NSR rules establish a preconstruction review program for new and modified stationary sources of air pollution and are required to be included in the state implementation plan (SIP)

under section 110 of the federal Clean Air Act. In 2012, ADEQ adopted extensive amendments to the NSR rules designed to bring them up to date with current Clean Air Act requirements and submitted the rules to the federal Environmental Protection Agency (EPA) as a SIP revision.

On June 29, 2015, EPA signed a final limited approval and limited disapproval of the SIP revision. A copy of the pre-publication version of the final action is available at:

<http://www.epa.gov/region9/air/az/sip/nsr.html>

In the limited approval/limited disapproval, EPA found that the SIP revision updated and strengthened the existing SIP-approved NSR program, but that it contained certain deficiencies which ADEQ had to correct before EPA could grant full approval. The draft amendments to the NSR rules are designed to address these deficiencies.

This final limited approval/limited disapproval triggers EPA's obligation to promulgate a Federal Implementation Plan (FIP), unless ADEQ submits, and EPA approves, a SIP revision correcting all deficiencies within two years of final action (June 29, 2017). In addition, some of the identified deficiencies relate to the nonattainment NSR program required under Title I, Part D of the Clean Air Act. Unless EPA approves a SIP revision correcting these deficiencies within 18 months of final action (December 29, 2016), the offset sanction imposed by section 179(b)(2) of the Clean Air Act would apply to Arizona nonattainment areas. If the deficiencies remained uncorrected for an additional six months, the federal highway funding sanction required by section 179(b)(1) would take effect.