

STATE OF CONNECTICUT DEPARTMENT OF ENVIRONMENTAL PROTECTION



Notice of Intent to Revise the State Air Quality Regulations and to Revise the State Implementation Plan for Air Quality

The Commissioner of the Department of Environmental Protection (DEP) hereby gives notice of a public hearing as part of a rulemaking proceeding. The purpose of this proceeding is to revise state regulations concerning the abatement of air pollution.

The proposed revisions grant DEP the authority to regulate greenhouse gas (GHG) emissions in its new source review (NSR) prevention of significant deterioration (PSD) and Title V permitting programs as required by the U.S. Environmental Protection Agency (EPA) in *Prevention of Significant Deterioration and Title V Greenhouse Gas Tailoring Rule* (75 FR 31514; June 3, 2010). The specific sections of the Regulations of Connecticut State Agencies revised are as follows:

- 22a-174-1, adding definitions for “carbon dioxide equivalent emissions” and “greenhouse gases;”
- 22a-174-33(a)(7), adding “greenhouse gases” to the definition of “regulated air pollutant” under the Title V permitting program;
- 22a-174-33(a)(10), adding GHG emissions thresholds to the definition of “Title V source;”
- 22a-174-33(d)(1) and (2), allowing sources to avoid Title V permitting by limiting GHG emissions;
- 22a-174-3a(a)(1), requiring sources of GHG emissions to obtain a permit to construct and operate;
- 22a-174-3a(d)(3), requiring sources to install Best Available Control Technology (BACT) for GHG emissions;
- 22a-174-3a(j)(1), adding GHG emissions thresholds to BACT applicability;
- 22a-174-3a(k)(1) and (2), adding GHG emissions thresholds to PSD applicability.

The revised requirements will be submitted to the U.S. Environmental Protection Agency as a revision to the State Implementation Plan for air quality.

All interested persons are invited to comment on the proposed revisions. Comments should be submitted no later than 5:00 PM on October 18, 2010 to Merrily A. Gere, DEP, Bureau of Air Management, Engineering & Enforcement, 79 Elm Street, Hartford, Connecticut 06106-5127. Comments may be submitted by post, facsimile to (860) 424-4064 or by electronic mail to merrily.gere@ct.gov.

In addition to accepting written comments, DEP will also hold the public hearing described below. Any person giving oral comment at the hearing will be asked to submit a written copy of such comments.

PUBLIC HEARING
October 18, 2010 at 10:30 AM
Department of Environmental Protection, 5th Floor, Holcombe Room
79 Elm Street, Hartford, CT

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Copies of the revisions described above, the regulatory flexibility analysis and a statement required by section 22a-6(h) of the Connecticut General Statutes (CGS) are available for public inspection during normal business hours from Sharon Rowe-Johnson at the Bureau of Air Management, Engineering & Enforcement, 5th Floor, 79 Elm Street, Hartford, CT. Additional copies are also available for review at the Law Reference Desk at the Connecticut State Library, Torrington Public Library, New London Public Library and Bridgeport Public Library. The same documents are posted on DEP's website at the following location:

http://www.ct.gov/dep/cwp/view.asp?a=2684&q=461158&DEPNAV_GID=1619

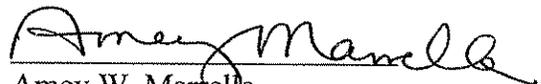
For further information, contact Sharon Rowe-Johnson of the Bureau of Air Management at (860) 424-4152 or by electronic mail to sharon.rowe-johnson@ct.gov.

In conformance with the Americans with Disabilities Act, any individual with disabilities who needs this information in an alternative format, to benefit from or participate in DEP's programs and services, should call 860-424-3051 or 860-418-5937 or email Marcia Bonitto, ADA Coordinator at: Marcia.Bonitto@ct.gov. Persons who are hearing impaired should call the State of Connecticut relay number (711). Requests for accommodations must be made at least two weeks prior to the program date.

The authority to adopt the proposal is granted by CGS sections 22a-6 and 22a-174. This notice is required pursuant to CGS sections 22a-6 and 4-168 and 40 Code of Federal Regulations 51.102.

Date

9 / 1 / 10



Amey W. Marrella
Commissioner