## Oregon Bulletin

#### November 1, 2010

**NOTICES OF PROPOSED RULEMAKING AND**
**PROPOSED RULEMAKING HEARINGS**

**Rule Caption:** New Source Review, Particulate Matter and Greenhouse Gas Permitting Requirements and Other Permitting Rule Updates.

**Date: Time: Location:**

11-16-10 6 p.m. DEQ, Medford Regional Office
 221 Stewart Ave., Suite 201
 Medford, OR 97501

11-17-10 6 p.m. DEQ, Bend Regional Office
 475 NE Bellevue, Suite 110,
 Conference Rm.
 Bend, OR 97701

11-18-10 6 p.m. DEQ Headquarters
 811 SW 6th Ave., Rm. EQC-A
 Portland, OR 97204

11-19-10 1:30 p.m. DEQ Salem Office
 750 Front Street, Suite 120
 Salem, OR

**Hearing Officer:** Tom Peterson, Mark Fisher, George Davis, Gary Andes

**Stat. Auth.:** ORS 468.020 & 468A.025

**Stats. Implemented:** ORS 468.065, 468A.040, 468A.055 & 468A.310

**Proposed Adoptions:** 340-224-0005

**Proposed Amendments:** 340-200-0020, 340-200-0025, 340-200-0040, 340-202-0010, 340-202-0060, 340-202-0210, 340-215-0060, 340-216-0020, 340-216-0025, 340-216-0040, 340-216-0052, 340-216-0054, 340-216-0056, 340-216-0060, 340-216-0064, 340-216-0066, 340-216-0070, 340-216-0090, 340-222-0042, 340-222-0045, 340-224-0010, 340-224-0050, 340-224-0060, 340-224-0070, 340-225-0020, 340-225-0030, 340-225-0045, 340-225-0050, 340-225-0060, 340-225-0090, 340-228-0300, 340-246-0230

**Last Date for Comment:** 11-24-10, 5 p.m.

**Summary:** **PM2.5 New Source Review/Prevention of Significant Deterioration:** This proposed rulemaking would adopt NSR/PSD rules for fine particles (PM2.5 or particulate matter less than 2.5 microns in diameter) adopted by a temporary rule on August 19, 2010. The unexpired temporary rule will be repealed upon adoption of the final rule. The proposed rule amendments align Oregon’s rules with federal requirements to allow DEQ to continue to implement the NSR/PSD program in Oregon.

 **Greenhouse Gas (GHG) Prevention of Significant Deterioration:** DEQ is proposing rules that would update the PSD program to include greenhouse gases in response to regulations promulgated by EPA. Additional proposed changes clarify existing requirements in Oregon’s NSR/PSD rules. Adoption of the rules will allow DEQ to continue implementing the federally approved Prevention of Significant Deterioration program in Oregon.

 **Small Scale Renewable Energy Sources:** EPA requires states to have minor source construction approval programs, but gives states flexibility in how to do this. Oregon’s minor source construction approval program basically applies major source NSR/PSD requirements to any source with emissions over the significant emission rate (including some areas where the Oregon SER is lower than the federal SER). HB 2952 revised how the minor source construction approval program works for small scale local energy projects.

 **Permitting Rule Updates:** DEQ is proposing to update the version of the federal acid rain program rules adopted by reference.

 These amendments, if adopted, will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to the State Implementation Plan, which is a requirement of the Clean Air Act

 To request additional information regarding this rulemaking or submit comments, please contact Jill Inahara, Oregon Department of Environmental Quality, ), 811 SW Sixth Avenue, Portland, OR 97204, toll free in Oregon at 800-452-4011 or (503) 229-5001, or at AQFeb2011Rules@deq.state.or.us or fax at (503) 229-5675, or visit DEQ’s website http://www.deq.state.or.us/aq/permit/proposed
Rules.htm *(If you do not receive an auto response to your emailed comments, contact staff listed above).*

**Rules Coordinator:** Maggie Vandehey

**Address:** Department of Environmental Quality, 811 SW Sixth Ave., Portland, OR 97204

**Telephone:** (503) 229-6878