From: GARTENBAUM Andrea
To: SEN Dembrow
Subject: DEQ proposes to incorporate Lane Regional Air Protection Agency rules into the State Implementation Plan
Date: Wednesday, December 18, 2013 10:21:30 AM

Dear Senator Dembrow,

DEQ is proposing rules to incorporate LRAPA rules into the Oregon State Implementation Plan. This includes rules for open burning, permit streamlining, new source review and prevention of significant deterioration requirements for fine particulate pollution and greenhouse gases, and national emission standards for hazardous air pollutants. The LRAPA rules were adopted by the LRAPA Board of Directors several years ago and have been in effect in Lane County since their adoption.

Typically, DEQ submits LRAPA rules to the Environmental Quality Commission for incorporation into the State Implementation Plan upon adoption by the LRAPA Board. However, in this case, DEQ determined that the public notice process held jointly by DEQ and LRAPA several years ago did not meet requirements for State Implementation Plan rules, which are above and beyond requirements for normal rulemaking. Adopting new rules is resource intensive and DEQ was unable to perform the additional public notice requirements until now.

DEQ will hold a public comment period to incorporate relevant portions of the LRAPA rules as a modification to the Oregon State Implementation Plan in OAR 340-200-0040. DEQ has authorized LRAPA to act as hearings officer on behalf of the EQC and accept public comment. DEQ plans to bring proposed rules to the EQC for consideration in March 2014.

There are three rule packages. The announcement and documents will be posted on the Internet as follows:

- Open burning
- Permit streamlining
- Requirements for NSR, PSD and NESHAPs

The public comment period on the proposal ends Jan. 27, 2014. Please let me know if you have any questions.

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