

Proposal to Incorporate LRAPA Rules into the Oregon SIP

March 2014 EQC Meeting



LRAPA Rules – Background and What is Proposed

- LRAPA regulates air quality in Lane County
- Rule amendments in effect since adopted in 2008, 2010 and 2011
- LRAPA rules are effectively equivalent to DEQ rules
- DEQ's role is to review LRAPA rules to determine compliance with state law and the federal Clean Air Act
- EQC's role is to approve the LRAPA rules if they comply and direct DEQ submit to EPA for approval as SIP amendments
- Three Sets of Rule Amendments:
 - Open Burning
 - Permit Streamlining
 - Permit Requirements



LRAPA Rules – Open Burning

- Adopted changes in 2008 to meet PM_{2.5} standards
- Prohibit all open burning in Eugene-Springfield during winter
- Restrict burning season in other areas of Lane Co.
- Include special district control requirements
- Clarify small recreational rule requirements (e.g. patio fireplaces)
- Allow burn day end time to be set earlier than sunset



LRAPA Rules – Permit Streamlining

- Adopted in 2008 and 2010 to maximize permitting efficiencies
- Comparable to rules DEQ adopted in 2001 and 2007
- Clarified, simplified and updated rules for most permitting titles by adopting:
 - General Permits in lieu of specific permit for certain categories
 - Generic Plant Site Emission Limits and Unassigned Emissions reductions
 - New Source Review requirements improvements
 - Update Excess Emissions rules to address EPA program comments
 - Subsequent action (2010) made minor corrections and adjustments to 2008 package



LRAPA Rules – Permitting Requirements

- Revisions adopted in 2011 to address new federal requirements for PM_{2.5} and GHG
- Update delegation of federal standards for certain source categories (NESHAPs and NSPS), and
- Create permitting requirements for sources subject to those federal standards
- Other changes (registration in lieu of permit, exempt emergency generators, statutory requirements for small scale local energy projects, etc.)
- Needed to retain federal approval



Addendum to recommended motion if EQC approves rulemaking action item

“In the matter of open burning rules adopted by LRAPA in 2008, permit streamlining rules adopted by LRAPA in 2008 and 2010, and permitting requirements adopted by LRAPA in 2011, I move that we:

- (1) Find that the LRAPA rules are no less strict than any rule or standard of the Commission;
- (2) Approve the LRAPA rules under ORS 468A.135(2);
- (3) Adopt the proposed amendment to OAR 340-200-0040 in Attachment A to incorporate the proposed rules into the Oregon Clean Air Act State Implementation Plan; and
- (4) Direct DEQ to submit the SIP revision to the U.S. Environmental Protection Agency for approval.



LRAPA Rules – Questions and Contact Information

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