



**1. TITLE OF RULE FILING:**

Amendments to Air Pollution Control Regulations and Revisions to Vermont's State Implementation Plan

**2. PROPOSED NUMBER ASSIGNED BY THE SECRETARY OF STATE**

10P-046

**3. ADOPTING AGENCY:**

Agency of Natural Resources

**4. PRIMARY CONTACT PERSON:**

*(A PERSON WHO IS ABLE TO ANSWER QUESTIONS ABOUT THE CONTENT OF THE RULE).*

Name: Elaine O'grady

Agency: Agency of Natural Resources

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Web URL(*WHERE THE RULE WILL BE POSTED*):

<http://www.anr.state.vt.us/air>

**5. SECONDARY CONTACT PERSON:**

*(A SPECIFIC PERSON FROM WHOM COPIES OF FILINGS MAY BE REQUESTED OR WHO MAY ANSWER QUESTIONS ABOUT FORMS SUBMITTED FOR FILING IF DIFFERENT FROM THE PRIMARY CONTACT PERSON).*

Name: Doug Elliott

Agency: Agency of Natural Resources

Mailing Address: Air Pollution Control Division, 103 S. Main St., Bldg. 3 South, Waterbury, Vt 05671

Telephone: 802 241 - 3845 ext. Fax: 802 241 - 2590

E-Mail: doug.elliott@state.vt.us

**6. LEGAL AUTHORITY / ENABLING LEGISLATION:**

*(THE SPECIFIC STATUTORY OR LEGAL CITATION FROM SESSION LAW INDICATING WHO THE ADOPTING ENTITY IS AND THUS WHO THE SIGNATORY SHOULD BE. THIS SHOULD BE A SPECIFIC CITATION NOT A CHAPTER CITATION).*

10 V.S.A. §§ 552, 554, 555, 556, 556a, and 558;

3 V.S.A. § 2822

**7. THE FILING HAS CHANGED SINCE THE FILING OF THE PROPOSED RULE.**

8. THE AGENCY HAS INCLUDED WITH THIS FILING A LETTER EXPLAINING IN DETAIL WHAT CHANGES WERE MADE, CITING CHAPTER AND SECTION WHERE APPLICABLE.
9. SUBSTANTIAL ARGUMENTS AND CONSIDERATIONS WERE RAISED FOR OR AGAINST THE ORIGINAL PROPOSAL.
10. THE AGENCY HAS INCLUDED COPIES OF ALL WRITTEN SUBMISSIONS AND SYNOPSES OF ORAL COMMENTS RECEIVED.
11. THE AGENCY HAS INCLUDED A LETTER EXPLAINING IN DETAIL THE REASONS FOR THE AGENCY'S DECISION TO REJECT OR ADOPT THEM.
12. **CONCISE SUMMARY (150 WORDS OR LESS):**  
Amendments are being proposed to the Air Pollution Control Regulations to revise the permitting provisions in Subchapters IV (Operations and Procedure), V (Review of New Air Contaminant Sources), and X (Operating Permits); update Sections 5-251(Control of Nitrogen Oxides Emissions), 5-252 (Control of Sulfur Dioxide Emissions), and 5-271 (Control of Air Contaminants from Stationary Reciprocating Internal Combustion Engines); and make related changes to Subchapter I (Definitions). Corresponding revisions to Vermont's State Implementation Plan (SIP) are also being proposed as necessary.
13. **EXPLANATION OF WHY THE RULE IS NECESSARY:**  
Amendments are being proposed to the Air Pollution Control Regulations to ensure consistency with and implement state laws and federal requirements. In addition, amendments are being proposed to correct, clarify, and/or bring the regulations up to date.
14. **LIST OF PEOPLE, ENTERPRISES AND GOVERNMENT ENTITIES AFFECTED BY THIS RULE:**  
Owners and operators of air contaminant sources, consultants, general public, newspapers, Vermont DEC's Air Pollution Control Division, and U.S. EPA
15. **BRIEF SUMMARY OF ECONOMIC IMPACT(150 WORDS OR LESS):**  
Many of the amendments are being proposed to implement and ensure consistency with existing state laws, including recent amendments to 10 V.S.A. §§ 556 and 556a to streamline the permitting process, and federal requirements, such as EPA's Greenhouse Gas Tailoring

Rule. Therefore, little or no economic impact is expected from these amendments. Rather, any economic impact associated with these amendments was created or established by state laws and/or federal laws and regulations. However, streamlining the permitting process may, in some cases and depending on staffing levels, increase the pace of the permitting process and thus encourage economic development and have positive economic impact on the regulated community, but it is difficult to quantify this potential impact. Other amendments are being proposed to correct, clarify, and/or bring the regulations up to date, and no significant costs or benefits are anticipated.

16. A HEARING WAS HELD.

17. HEARING INFORMATION

(THE FIRST HEARING SHALL BE NO SOONER THAN 30 DAYS FOLLOWING THE POSTING OF NOTICES ONLINE).

IF THIS FORM IS INSUFFICIENT TO LIST THE INFORMATION FOR EACH HEARING PLEASE ATTACH A SEPARATE SHEET TO COMPLETE THE HEARING INFORMATION.

Date: 12/6/2010

Time: 06:00 PM

Location: Auditorium in the Pavilion Office Building,  
109 State Street, Montpelier, Vermont

Date:

Time: PM

Location:

Date:

Time: PM

Location:

Date:

Time: PM

Location:

18. DEADLINE FOR COMMENT (NO EARLIER THAN 7 DAYS FOLLOWING LAST HEARING):

12/17/2010

19. KEYWORDS (PLEASE PROVIDE AT LEAST 3 KEYWORDS OR PHRASES TO AID IN THE SEARCHABILITY OF THE RULE NOTICE ONLINE).

Air

Permit

Greenhouse gases

Emissions

**Run Spell Check**