

**AIR POLLUTION CONTROL DIVISION**

103 South Main Street  
Building 3 South  
Waterbury, VT 05671-0402

**TEL: 802-241-3840**

**FAX: 802-241-2590**

October 31, 2006

Greg Bird  
Environmental Health & Safety Coordinator  
Energizer  
401 Gage Street  
Bennington, VT 05201

**Re:** Extension of Comment Period for Proposed Amendments to Vermont's  
Air Toxics Regulations

Dear Mr. Bird:

The Air Pollution Control Division (APCD) is in receipt of your requests to further extend the comment period for the proposed amendments to Vermont's Air Toxics Regulations for an additional 90 days. Amendments to § 5-261 of the Vermont Air Pollution Control Regulations have been proposed to update the hazardous ambient air standards, action levels, and/or toxicity categories for many hazardous air contaminants to ensure that the standards are protective of human health.

Notices of the proposed rule amendments were published in the newspapers of record on August 24, 2006 and August 31, 2006. A public hearing was held on September 25, 2006. On October 2, 2006, the APCD extended the comment period by 30 days to November 1, 2006. In light of your requests, the APCD is now further extending the comment period to November 20, 2006.

Please note that the APCD may decide to accept a comment received after the close of the comment period if consideration of the comment would not result in significant administrative delay, the comment substantially furthers the APCD's understanding of the issues, and the substance of the comment is not addressed by other comments received during the comment period.

In addition, the APCD recognizes that there are concerns related to the implementation of the proposed amendments to Vermont's Air Toxics Regulations. To address such concerns, the APCD is interested in working with the Associated Industries of Vermont and others to form an Air Toxic Implementation Advisory Committee.



Should you have any questions or need any additional information, please contact Heidi Hales of my staff or me at 241-3840.

Sincerely,

*Richard A. Valentinetti*

Richard A. Valentinetti  
Director, Air Pollution Control Division

Cc William Driscoll, AIV

October 11, 2006

Greg Bird  
Environmental Health & Safety Coordinator  
Energy  
401 Gate Street  
Bennington, VT 05201

Re: Extension of Comment Period for Proposed Amendments to Vermont's  
Air Toxics Regulations

Dear Mr. Bird:

The Air Pollution Control Division (APCD) is in receipt of your request to further extend the comment period for the proposed amendments to Vermont's Air Toxics Regulations for an additional 90 days. Amendments to 5-261 of the Vermont Air Pollution Control Regulations have been proposed to update the hazardous ambient air standards, action levels, and/or toxicity categories for many hazardous air contaminants to ensure that the standards are protective of human health.

Notices of the proposed rule amendments were published in the newspapers of record on August 24, 2006 and August 31, 2006. A public hearing was held on September 22, 2006. On October 2, 2006, the APCD extended the comment period by 30 days to November 1, 2006. In light of your request, the APCD is now further extending the comment period to November 30, 2006.

Please note that the APCD may decide to accept a comment received after the close of the comment period if consideration of the comment would not result in significant administrative delay, the comment substantially furthers the APCD's understanding of the issue, and the substance of the comment is not addressed by other comments received during the comment period.

In addition, the APCD recognizes that there are concerns related to the implementation of the proposed amendments to Vermont's Air Toxics Regulations. To address such concerns, the APCD is interested in working with the Associated Industries of Vermont and others to form an Air Toxics Implementation Advisory Committee.