

ing five copies of testimony prior to or at the hearings. Written testimony received by the Regulation Development Section by 4 p.m. on August 18, 1989, at the TACB central office will be included in the hearing record.

The repeal is proposed under Texas Civil Statutes, Article 4477-5, §3.09(a), which provide the TACB with the authority to make rules and regulations consistent with the general intent and purposes of the Texas Clean Air Act and to amend any rule or regulation the TACB makes.

§115.1. Counties Affected.

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas on July 14, 1989.

TRD-8906268 Allen Eli Bell
Executive Director
Texas Air Control Board

Proposed date of adoption: December 15, 1989

For further information, please call: (512) 451-5711, ext. 354

Storage of Volatile Organic Compounds in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties

• 31 TAC §§115.11-115.14

(Editor's note: The text of the following sections proposed for repeal will not be published. The sections may be examined in the offices of the Texas Air Control Board or in the Texas Register office, Room 245, James Earl Rudder Building, 1019 Brazos Street, Austin.)

The Texas Air Control Board (TACB) proposes to repeal §§115.11-115.14, concerning storage of volatile organic compounds in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties. All sections within this undesignated head are proposed for repeal as follows: §115.11, concerning control requirements; §115.12, concerning floating roof storage tank requirements; §115.13, concerning exemptions; and §115.14, concerning compliance.

The repeal of this undesignated head is part of a series of substantial proposed revisions to Chapter 115, concerning control of air pollution from volatile organic compounds. Since the proposed changes are extensive, the staff has determined that it would be administratively more efficient to propose concurrently the repeal of Chapter 115 in its entirety and to add a new Chapter 115. This action is being proposed in order to update the regulation and to satisfy the Environmental Protection Agency (EPA) requirements for Phase I of the post-1987 state implementation plan.

Bennie Engelke, director of management and staff services, has determined that for the first five years the repeals are in effect, there will be no fiscal implications for state and local

governments, small businesses, or individuals and businesses affected by the repeals.

Les Montgomery, P.E., director of the technical support and regulation development program, has determined that the public benefit resulting from the repeal of these sections would be to eliminate antiquated and unused provisions and confusing language. The public benefit of the concurrent adoption of new sections would be a better understanding and utility of the rules and the satisfaction of EPA requirements.

Public hearings on this proposal are scheduled for the following times and places: August 15, 1989, 10 a.m., Texas Air Control Board Auditorium, 6330 Highway 290 East, Austin; August 15, 1989, 7 p.m., City of Houston, Pollution Control Building Auditorium, 7411 Park Place Boulevard, Houston; August 16, 1989, 7 p.m., City Council Chambers, Second Floor, 2 Civic Center Plaza, El Paso; and August 17, 1989, 4 p.m., Arlington Public Library, 101 East Abram, Arlington.

Copies of the proposed sections for repeal are available at the central office of the TACB, 6330 Highway 290 East, Austin, Texas 78723, and at all TACB regional offices. Public comment, both oral and written, on the proposed changes is invited at the hearings. The TACB would appreciate receiving five copies of testimony prior to or at the hearings. Written testimony received by the Regulation Development Section by 4 p.m. on August 18, 1989, at the TACB central office will be included in the hearing record.

The repeals are proposed under Texas Civil Statutes, Article 4477-5, §3.09(a), which provide the TACB with the authority to make rules and regulations consistent with the general intent and purposes of the Texas Clean Air Act and to amend any rule or regulation the TACB makes.

§115.11. Control Requirements.

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas on July 14, 1989.

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Executive Director
Texas Air Control Board

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For further information, please call: (512) 451-5711, ext. 354

Loading and Unloading Facilities in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties

• 31 TAC §§115.21, §115.22

(Editor's note: The text of the following sections proposed for repeal will not be published. The sections may be examined in the offices of the Texas Air Control Board or in the Texas Register office, Room 245, James Earl Rudder Building, 1019 Brazos Street, Austin.)

The Texas Air Control Board (TACB) proposes to repeal §115.21 and §115.22, concerning loading and unloading facilities in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties. All sections within this undesignated head are proposed for repeal as follows: §115.21, concerning throughput and control requirements; and §115.22, concerning exemptions.

The repeal of this undesignated head is part of a series of substantial proposed revisions to Chapter 115, concerning control of air pollution from volatile organic compounds. Since the proposed changes are extensive, the staff has determined that it would be administratively more efficient to propose concurrently the repeal of Chapter 115 in its entirety and to add a new Chapter 115. This action is being proposed in order to update the regulation and to satisfy the Environmental Protection Agency (EPA) requirements for Phase I of the post-1987 state implementation plan.

Bennie Engelke, director of management and staff services, has determined that for the first five years the repeals are in effect, there will be no fiscal implications for state and local governments, small businesses affected by the repeals.

Les Montgomery, P.E., director of the technical support and regulation development program, has determined that the public benefit resulting from the repeal of these sections would be to eliminate antiquated and unused provisions and confusing language. The public benefit of the concurrent adoption of new sections would be a better understanding and utility of the rules and the satisfaction of EPA requirements.

Public hearings on this proposal are scheduled for the following times and places: August 15, 1989, 10 a.m., Texas Air Control Board Auditorium, 6330 Highway 290 East, Austin; August 15, 1989, 7 p.m., City of Houston Pollution Control Building Auditorium, 7411 Park Place Boulevard, Houston; August 16, 1989, 7 p.m., City Council Chambers, Second Floor, 2 Civic Center Plaza, El Paso; and August 17, 1989, 4 p.m., Arlington Public Library, 101 East Abram, Arlington.

Copies of the proposed sections for repeal are available at the central office of the TACB, 6330 Highway 290 East, Austin, Texas 78723, and at all TACB regional offices. Public comment, both oral and written, on the proposed changes is invited at the hearings. The TACB would appreciate receiving five copies of testimony prior to or at the hearings. Written testimony received by the Regulation Development Section by 4 p.m. on August 18, 1989, at the TACB central office will be included in the hearing record.

The repeals are proposed under Texas Civil Statutes, Article 4477-5, §3.09(a), which provide the TACB with the authority to make rules and regulations consistent with the general intent and purposes of the Texas Clean Air Act and to amend any rule or regulation the TACB makes.

§115.21. Throughput and Control Requirements.

§115.22. Exemptions.

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas on July 14, 1989.

TRD-8906266

Allen Eli Bell
Executive Director
Texas Air Control Board

Proposed date of adoption: December 15, 1989

For further information, please call: (512) 451-5711, ext. 354

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**Water Separation in Aransas,
Bexar, Calhoun, Hardin,
Matagorda, Montgomery,
San Patricio, and Travis
Counties**

• 31 TAC §§115.31, §115.32

(Editor's note: The text of the following sections proposed for repeal will not be published. The sections may be examined in the offices of the Texas Air Control Board or in the Texas Register office, Room 245, James Earl Rudder Building, 1019 Brazos Street, Austin.)

The Texas Air Control Board (TACB) proposes to repeal §115.31 and §115.32, concerning water separation in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties. All sections within this undesignated head are proposed for repeal as follows: §115.31, concerning required control devices; and §115.32, concerning exemptions.

The repeal of this undesignated head is part of a series of substantial proposed revisions to Chapter 115, concerning control of air pollution from volatile organic compounds. Since the proposed changes are extensive, the staff has determined that it would be administratively more efficient to propose concurrently the repeal of Chapter 115 in its entirety and to add a new Chapter 115. This action is being proposed in order to update the regulation and to satisfy the Environmental Protection Agency (EPA) requirements for Phase I of the post-1987 state implementation plan.

Bennie Engelke, director of management and staff services, has determined that for the first five years that the repeal will be in effect there will be no fiscal implications as a result of enforcing or administering the repeal to state or local government or small businesses. There will be no adverse economic effect on small businesses.

Les Montgomery, P.E., director of the technical support and regulation development program, has determined that for each year of the first five years the repeals as proposed are in effect the public benefit anticipated as a result of enforcing the repeal as proposed will be to eliminate antiquated and unused provisions and confusing language. The public benefit of the concurrent adoption of new sections would be a better understanding and utility of the rules and the satisfaction of EPA requirements.

Public hearings on this proposal are scheduled for the following times and places: August 15, 1989, 10 a.m., Texas Air Control

Board Auditorium, 6330 Highway 290 East, Austin; August 15, 1989, 7 p.m., City of Houston Pollution Control Building Auditorium, 7411 Park Place Boulevard, Houston; August 16, 1989, 7 p.m., City Council Chambers, Second Floor, 2 Civic Center Plaza, El Paso; and August 17, 1989, 4 p.m., Arlington Public Library, 101 East Abram, Arlington.

Copies of the proposed sections for repeal are available at the central office of the TACB, 6330 Highway 290 East, Austin, Texas 78723, and at all TACB regional offices. Public comment, both oral and written, on the proposed changes is invited at the hearings. The TACB would appreciate receiving five copies of testimony prior to or at the hearings. Written testimony received by the Regulation Development Section by 4 p.m. on August 18, 1989, at the TACB central office will be included in the hearing record.

The repeals are proposed under Texas Civil Statutes, Article 4477-5, §3.09(a), which provide the TACB with the authority to make rules and regulations consistent with the general intent and purposes of the Texas Clean Air Act and to amend any rule or regulation the TACB makes.

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§115.31. Required Control Devices.

§115.32. Exemptions.

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas on July 14, 1989.

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Allen Eli Bell
Executive Director
Texas Air Control Board

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For further information, please call: (512) 451-5711, ext. 354

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**Vent Gas Control in Aransas,
Bexar, Calhoun, Hardin,
Matagorda, Montgomery,
San Patricio, and Travis
Counties**

• 31 TAC §§115.41-115.45

(Editor's note: The text of the following sections proposed for repeal will not be published. The sections may be examined in the offices of the Texas Air Control Board or in the Texas Register office, Room 245, James Earl Rudder Building, 1019 Brazos Street, Austin.)

The Texas Air Control Board (TACB) proposes to repeal §§115.41-115.45, concerning vent gas control in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties. All sections within this undesignated head are proposed for repeal as follows: §115.41, concerning ethylene from low-density polyethylene production; §115.42, concerning general vent gas streams; §115.43, concerning vent gas streams from catalyst regeneration, basic oxygen furnace, and fluid coking units; §115.44, concerning vent gas from iron cupolas; and

§115.45, concerning vent gas from blast furnaces.

The repeal of this undesignated head is part of a series of substantial proposed revisions to Chapter 115, concerning control of air pollution from volatile organic compounds. Since the proposed changes are extensive, the staff has determined that it would be administratively more efficient to propose concurrently the repeal of Chapter 115 in its entirety and to add a new Chapter 115. This action is being proposed in order to update the regulation and to satisfy the Environmental Protection Agency (EPA) requirements for Phase I of the post-1987 state implementation plan.

Bennie Engelke, director of management and staff services, has determined that for the first five years that the repeal will be in effect there will be no fiscal implications as a result of enforcing or administering the repeal to state or local government or small businesses. There will be no adverse economic effect on small businesses.

Les Montgomery, P.E., director of the technical support and regulation development program, has determined that for each year of the first five years the repeals as proposed are in effect the public benefit anticipated as a result of enforcing the repeal as proposed will be to eliminate antiquated and unused provisions and confusing language. The public benefit of the concurrent adoption of new sections would be a better understanding and utility of the rules and the satisfaction of EPA requirements.

Public hearings on this proposal are scheduled for the following times and places: August 15, 1989, 10 a.m., Texas Air Control Board Auditorium, 6330 Highway 290 East, Austin; August 15, 1989, 7 p.m., City of Houston Pollution Control Building Auditorium, 7411 Park Place Boulevard, Houston; August 16, 1989, 7 p.m., City Council Chambers, Second Floor, 2 Civic Center Plaza, El Paso; and August 17, 1989, 4 p.m., Arlington Public Library, 101 East Abram, Arlington.

Copies of the proposed sections for repeal are available at the central office of the TACB, 6330 Highway 290 East, Austin, Texas 78723, and at all TACB regional offices. Public comment, both oral and written, on the proposed changes is invited at the hearings. The TACB would appreciate receiving five copies of testimony prior to or at the hearings. Written testimony received by the Regulation Development Section by 4 p.m. on August 18, 1989, at the TACB central office will be included in the hearing record.

The repeals are proposed under Texas Civil Statutes, Article 4477-5, §3.09(a), which provide the TACB with the authority to make rules and regulations consistent with the general intent and purposes of the Texas Clean Air Act and to amend any rule or regulation the TACB makes.

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§115.41. Ethylene From Low-Density Polyethylene Production.

§115.42. General Vent Gas Streams.

§115.43. Vent Gas Streams from Catalyst Regeneration, Basic Oxygen Furnace, and Fluid Coking Units.