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# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

## NOTICE OF PUBLIC HEARING REGARDING THE HGB ATTAINMENT DEMONSTRATION AND REASONABLE FURTHER PROGRESS REQUIREMENTS FOR THE 2008 EIGHT-HOUR OZONE NAAQS

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed revisions to 30 Texas Administrative Code Chapter 115, Subchapter B, Division 1, §§115.112, 115.114, 115.118, and 115.119; and revisions to the state implementation plan (SIP) under the requirements of Texas Health and Safety Code, §382.017; Texas Government Code, Chapter 2001, Subchapter B; and 40 Code of Federal Regulations §51.102 of the United States Environmental Protection Agency (EPA) regulations concerning SIPs.

The proposed rulemaking would update the reasonably available control technology (RACT) requirements for storage tanks in the Houston-Galveston-Brazoria (HGB) 2008 eight-hour ozone nonattainment area (Brazoria, Chambers, Fort Bend, Galveston, Harris, Liberty, Montgomery, and Waller Counties) for consistency with existing rules in the Dallas-Fort Worth area. The proposed rule changes include: updating the control efficiency requirement for control devices other than vapor recovery units or flares; expanding the applicability to include the aggregate of storage tanks at a pipeline breakout station into the control requirements prescribing flashed gas controls; and adding inspection, repair, and recordkeeping requirements. **(Rule Project No. 2016-039-115-AI)**

The proposed HGB Attainment Demonstration (AD) SIP revision for the 2008 eight-hour ozone National Ambient Air Quality Standard (NAAQS) contains Federal Clean Air Act requirements including a photochemical modeling analysis, a weight of evidence analysis, a RACT analysis, a reasonably available control measures analysis, a motor vehicle emissions budget (MVEB) for 2017, and a contingency plan. **(Non-Rule Project No. 2016-016-SIP-NR)**

The proposed HGB Reasonable Further Progress (RFP) SIP revision would include an analysis of reasonable further progress toward attainment of the 2008 eight-hour ozone NAAQS demonstrating a 15% emissions reduction in ozone precursors from the 2011 base year through the 2017 attainment year, a 3% emissions reduction for contingency in 2018, and updated RFP MVEBs. **(Non-Rule Project No. 2016-017-SIP-NR)**

The commission will hold a public hearing on these proposals in Houston on October 24, 2016, at 2:00 p.m. in the auditorium of the Texas Department of Transportation located at 7600 Washington Avenue. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss

the proposals 30 minutes prior to the hearing. The comment period closes October 24, 2016.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Joyce Spencer-Nelson, Air Quality Division at (512) 239-5017 or 1-800-RELAY-TX (TDD). Requests should be made as far in advance as possible.

Written comments may be submitted to Derek Baxter, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to (512) 239-4808. Electronic comments may be submitted at: <http://www1.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the eComments system.

All comments pertaining to the proposed rulemaking should reference **Project No. 2016-039-115-AI**. Copies of the proposed rulemaking can be obtained from the commission's website at [https://www.tceq.texas.gov/rules/propose\\_adopt.html](https://www.tceq.texas.gov/rules/propose_adopt.html). For further information regarding the proposed rulemaking, please contact Graham Bates, Air Quality Division, (512) 239-2606. All comments pertaining to the proposed AD SIP revision should reference **Project No. 2016-016-SIP-NR**. For further information regarding the AD SIP revision, please contact Lola Brown, Air Quality Division, (512) 239-0348. All comments pertaining to the proposed RFP SIP revision should reference **Project No. 2016-017-SIP-NR**. For further information regarding the proposed RFP SIP revision, please contact Dan Robicheaux, Air Quality Division, (512) 239-4959. Copies of the proposed SIP revisions can be obtained from the commission's website at <https://www.tceq.texas.gov/airquality/sip/hgb/hgb-latest-ozone>.