NOTICE OF OPPORTUNITY FOR COMMENTS CONCERNING A PROPOSED AMENDMENT TO THE LIST OF DE MINIMIS FACILITIES OR SOURCES

The Texas Commission on Environmental Quality (TCEQ), under 30 TAC Chapter 116, requests public comment concerning a proposed amendment to the *List of De Minimis Facilities or Sources* authorized by §116.119.

The TCEQ received a request to amend the *List of De Minimis Facilities or Sources* by adding "aerosol can recycling puncturing and/or crushing equipment limited to 40 aerosol cans per day (24 hours) at the site and only operated with a covered waste storage container." Section 116.119(c)(1) allows for amendments to the *List of De Minimis Facilities or Sources* by the executive director for facilities or sources considered to be *de minimis*. If added to the *List of De Minimis Facilities or Sources*, the specified facilities or sources are no longer required to obtain authorization prior to construction from the TCEQ. Therefore, an aerosol can recycling puncturing and/or crushing equipment limited to 40 aerosol cans per day (24 hours) at the site and only operated with a covered waste storage container is proposed to be a *de minimis* facility or source.

The addition or deletion of a category of facilities, sources, or groups of facilities or sources to the *List of De Minimis Facilities or Sources* is subject to the procedural requirements of §116.119, which include a 30-day public comment period. The *List of De Minimis Facilities and Sources* is located on the TCEQ Web site at: *www.tceq.state.tx.us/permitting/air/newsourcereview/de_minimis.html*. Any interested or affected person has the opportunity to provide written comments pertaining to the addition or deletion of a category of facilities, sources, or groups of facilities or sources to the *List of De Minimis Facilities or Sources*.

Comments may be mailed to Mr. Steven Hagood, Texas Commission on Environmental Quality, Office

of Permitting, Remediation and Registration, Air Permits Division, MC 163, P.O. Box 13087, Austin, Texas 78711-3087 or faxed to (512) 239-1070. All comments must be received by 5:00 p.m., November 28, 2005. To inquire about the technical review of the *de minimis* request, contact Mr. Steven Hagood at (512) 239-1580.