



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

NOTICE OF PUBLIC HEARINGS ON PROPOSED REVISIONS TO 30 TAC CHAPTERS 115 AND 117 AND TO THE STATE IMPLEMENTATION PLAN

The Texas Commission on Environmental Quality (commission) will conduct public hearings to receive testimony regarding proposed revisions to 30 Texas Administrative Code (TAC) Chapter 115, Control of Air Pollution from Volatile Organic Compounds; Chapter 117, Control of Air Pollution from Nitrogen Compounds; and corresponding 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) concerning SIPs.

The proposed rulemaking would revise Chapter 115 to implement reasonably available control technology (RACT) for all emission sources addressed in a control techniques guidelines (CTG) and all non-CTG major sources of volatile organic compounds (VOC) in the Dallas-Fort Worth (DFW) 2008 eight-hour ozone moderate nonattainment area consisting of Collin, Dallas, Denton, Ellis, Johnson, Kaufman, Parker, Rockwall, Tarrant, and Wise Counties, as required by Federal Clean Air Act (FCAA), §172(c)(1) and §182(f). The proposed rulemaking would revise the VOC rules to expand the applicability of the existing RACT rules to include Wise County. **(Rule Project No. 2013-048-115-AI)**

The proposed rulemaking would revise Chapter 117 to implement RACT for all major sources of nitrogen oxides (NO_x) in the DFW 2008 eight-hour ozone moderate nonattainment area as required by FCAA, §172(c)(1) and §182(f). The proposed rulemaking would extend implementation of RACT to major sources of NO_x located in newly designated Wise County. Although not necessary to satisfy RACT requirements, the proposed rulemaking would also provide compliance flexibility to testing requirements of Chapter 117 for temporary boilers and process heaters, and it would clarify the definition of electric power generating system to distinguish rule requirements for independent power producers located in all Texas ozone nonattainment areas. **(Rule Project No. 2013-049-117-AI)**

The proposed DFW attainment demonstration SIP revision contains FCAA-required SIP elements including a photochemical modeling analysis, a weight of evidence analysis, a RACT analysis, a reasonably available control measures analysis, a motor vehicle emissions budget for 2018, and a contingency plan. **(Rule Project No. 2013-015-SIP-NR)**

The proposed DFW reasonable further progress (RFP) SIP revision contains an analysis of the DFW area's progress toward attainment of the 2008 eight-hour ozone NAAQS, demonstrating an 18% emissions reduction in ozone precursors from the 2011 base year through the 2018 attainment year, a 3% emissions reduction demonstration for contingency for each milestone year, and updated RFP motor vehicle emissions budgets for each milestone year. **(Rule Project No. 2013-014-SIP-NR)**

The commission will hold two public hearings on this proposal: in Arlington on January 15, 2015 at 6:30 p.m. in the City of Arlington Council Chamber at the Arlington Municipal Building located at 101 W. Abram Street; and in Austin on January 22, 2015 at 10:00 a.m. in Building E, Room 201S, at the commission's central office located at 12100 Park 35 Circle. The hearings will be 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 hearings; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearings.

Persons who have special communication or other accommodation needs who are planning to attend the hearings should contact Sandy Wong, Office of Legal Services at (512) 239-1802. 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://www5.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the *eComments* system. All comments should reference the rule or SIP project number that the comment pertains to: Rule Project Number 2013-048-115-AI for the proposed VOC rule amendments; Rule Project Number 2013-049-117-AI for the proposed NO_x rule amendments; SIP Project Number 2013-015-SIP-NR for the proposed DFW Attainment Demonstration SIP revision; and SIP Project Number 2013-014-SIP-NR for the proposed DFW RFP SIP revision. The comment period closes January 30, 2015. Copies of the proposed rulemaking can be obtained from the commission's website at http://www.tceq.texas.gov/nav/rules/propose_adopt.html. Copies of the proposed SIP revisions and all appendices can be obtained from the commission's website at <http://www.tceq.state.tx.us/implementation/air/sip/siplans.html>. For further information regarding the proposed rules and SIP revisions, please contact Eddy Lin, Air Quality Planning Section, at (512) 239-3932.