



## **AIR PROGRAM ADVISORY FORUM**

**Thursday September 18, 2008**

### **Meeting Notes**

**<http://www.dnr.mo.gov/env/apcp/AirAdvisory/APCPstakeholder.ht>**

### **Welcome and Introductions**

Jim Kavanaugh

### **Presentations – available on web:**

2007 EIQ Reporting Update  
Idle Reduction Regulations

Wendy Vit  
Tiffany Campbell

### **Brief Updates:**

#### Small Business Involvement

The department asked for ideas on how to get more small businesses involved with the Air Program Advisory Forum. If anyone has ideas, please send them to Jim Kavanaugh or Kyra Moore.

#### Area Source MACTs – Initial Notification

Although the department is still reviewing all of the Area Source Maximum Achievable Technology Standards (MACTs), we will most likely adopt all of these new standards by reference. The majority of these standards do have an exemption from Title V operating permits if that is the only air regulatory requirement for a facility. If you have a question on MACTs or Title V applicability due to MACTs, please contact Bob Randolph or Mike Stansfield at (573) 751-4817.

#### Boiler MACT

We are still waiting on EPA's guidance on how to handle the Boiler MACT vacatur. Currently, the department is putting placeholders in Title V operating permits.

#### Rulemaking Process

If you know of any regulations that need updating, please send comments to Jim Kavanaugh. To see which rules are on public notice or to send comments via email, please go to: <http://www.dnr.mo.gov/env/apcp/rulemaking.htm> and <http://www.dnr.mo.gov/env/apcp/RulesDev.htm>

#### Rules updates:

- Process Weight Rule, 10 CSR 10-6.400 – the rule with changes developed through the forum was filed with the Secretary of State's office on September 9, 2008. This rule is open for public comment and the public hearing for this rule is December 4, 2008.
- The New Source Review (NSR) reform rules for nonattainment areas, 10 CSR 10-6.060, Section (7), was filed with the Secretary of State's office on October 15, 2008. The public hearing for this rule is February 3, 2009.



## Missouri Department of Natural Resources

### Air Pollution Control Program

- Open Burning Rule, 10 CSR 10-6.045 – updating rule to allow flexibility in nonattainment areas. Allows for the open burning of trade wastes and vegetation if an emergency exists or when open burning is the only safe and feasible method. This rule is open for preliminary comment until October 25, 2008. The department anticipates filing the proposed rulemaking early 2009.
- 10 CSR 10-6.350, Emission Limitations and Emissions trading of Oxides of Nitrogen. This rule revision proposes to remove the sunset provision of this rule. The sunset provision was originally placed in the rule due to the Clean Air Interstate Rules essentially taking over the requirements of 10-6.350. With the CAIR vacatur, the department is proposing to remove the sunset provision to keep the requirements in place. No regulatory impact report is required for this rulemaking so there is not a preliminary comment period. The department expects to file this rulemaking in early November 2009. The public hearing is expected to be held February 3, 2009.
- Indirect Heating Rules, 10 CSR 10-2.040, 3.060, 4.040, 5.030 and 6.405. As presented to the forum several months ago, the department is proposing to consolidate the first four rules into one new rule, 6.405, in order to provide consistent rules throughout the state. The department proposed to file these rulemakings in March 2009 with the public hearing slated for May 2009. The new rule will be out for preliminary comment in early November 2009.

#### Vapor Recovery Workgroup

The department has convened a workgroup to review and recommend changes to the vapor recovery rules.

#### Vacancies

The program currently has 10 vacancies, 6 of which are environmental engineering positions.

#### Ozone Designation Meetings

The department conducted meetings in various locations to educate citizens on the new ozone standard and the designation process. The web page with all the details:

<http://www.dnr.mo.gov/env/apcp/ozone/8hourdesignationprocess.htm>

#### EPA ECHO System (Enforcement & Compliance History Online)

The updated Annual Compliance form is now on the web at:

<http://www.dnr.mo.gov/forms/780-1808.doc> A question asking “Are you currently in compliance” was added to reduce the possibility of deviations showing up as non-compliance.

#### **Future Meetings**

\*December 4, 2008 – 1:30 to 3:30, Room 450 Governor’s Office Building

\* Meeting same day and location as Missouri Air Conservation Commission Meeting