Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.

Matthew H. Mead, Governor

Todd Parfitt, Director

April 30, 2015

Mr. Carl Daly
Air Program Director
US-EPA, Region 8
1595 Wynkoop St.
Denver, CO 80202-1129

RE: Response to Environmental Protection Agency (EPA) Region 8 Comments on Wyoming's March 2015 Nonattainment New Source Review State Implementation Plan (SIP) Revision (R-25)

Dear Mr. Daly:

Thank you for submitting your comment regarding the EPA's preliminary review of the proposed revisions to Chapter 6, Section 13, Nonattainment new source review permit requirements, of the Wyoming Air Quality Standards and Regulations (WAQSR). The Wyoming Department of Environmental Quality – Air Quality Division (Division) sincerely appreciates the EPA's comment elucidating a typographical error within Section 13(b), Definitions, regarding an incorrect reference in the definition of "Net emissions increase." The Division recognizes this error and intends to incorporate the EPA's suggested revision into the next iteration of the proposed regulation as it moves forward in Wyoming's statutory rulemaking process to the Environmental Quality Council.

The Division is appreciative of the time and effort that the EPA has committed in conducting its preliminary review of the proposed revisions to WAQSR Chapter 6, Section 13, Nonattainment new source review permit requirements. The Division also acknowledges that the EPA will not come to a final conclusion regarding Wyoming's nonattainment new source review SIP revision until it takes action on the SIP submittal through its own public notice-and-comment rulemaking. Please feel free to contact me at 307-777-7740 if you have any questions regarding the proposed rulemaking.

Sincerely,

Jeni Cederle

Jeni Cederle
Supervisor – SIP and Rulemaking Section
Air Quality Division

cc: Monica Morales, EPA R8
Kevin Leone, EPA R8

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
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AIR QUALITY DIVISION
APR 27 2015

Ref: 8P-AR

Mr. Steve Dietrich, Administrator
Air Quality Division
Wyoming Department of Environmental Quality
Herschler Building 2-E, 122 W. 25th Street
Cheyenne, Wyoming, 82002

Re: EPA Region 8 Comments on Wyoming's March 2015 Nonattainment New Source Review State Implementation Plan (SIP) Revision

Dear Mr. Dietrich:

The Environmental Protection Agency has completed a preliminary review of Wyoming's March 2015 Nonattainment New Source Review SIP Revision, as proposed on your state's website. The revision will add Chapter 6, Section 13, Nonattainment New Source Review Permit requirements to the state's SIP. Our comment, which is detailed below, addresses what appears to be an administrative error.

Section 13(b), Definitions

Net emissions increase

In the definition of "Net emissions increase" (i)(A), the reference to paragraph (c)(i)(B) should be (c)(ii)(B).

We understand that you intend to consider and respond to all comments received on this public comment version before finalizing the SIP. Please note that we will only come to a final conclusion regarding the Nonattainment New Source Review SIP Revision when we take action on the SIP submittal through our own public notice-and-comment rulemaking.

Thank you for the opportunity to work with you and your staff during the review of this public comment version of the state's draft Nonattainment New Source Review SIP Revision. If you have any questions on EPA's comments, please contact me, or your staff may contact Kevin Leone at (303) 312-6227.

Sincerely,

Monica S. Morales Acting

Carl Daly, Director
Air Program

cc: Ms. Jeni Cederle, WDAQ