

**NOTICE OF CANCELLATION OF PUBLIC HEARING
ON PROPOSED CHANGES TO
ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION REGULATIONS**

The Department of Environmental Conservation (DEC), proposes to adopt regulation changes in Title 18, Chapter 50 of the Alaska Administrative Code dealing with Air Quality Control, including the following:

- adopt new standards, maximum allowable increases, significant impact levels, and emission thresholds for specific air pollutants and adopt associated clarifying changes in 18 AAC 50.010, 18 AAC 50.020, 18 AAC 50.035, 18 AAC 50.040, 18 AAC 50.215, 18 AAC 50.502.
- adopt the following revisions to the State Air Quality Control Plan in 18 AAC 50.030 to comply with federal Clean Air Act requirements:
 - Volume II: Analysis of Problems, Control Action:
 - Section II: Air Quality Control Program
 - Section III.H.1: Interstate Transport of Lead Pollution; and
 - Volume III: (Appendices to Volume II)
 - 18 AAC 50 proposed regulation amendment;
 - Clean Air Act Section 110 Infrastructure Certification Documentation;
 - AAC Title 2- Administration; Chapter 50- Alaska Public Offices Commission: Conflict of Interest, Campaign Disclosure, Legislative Financial Disclosure, and Regulations of Lobbying; Article 1 – Public Official Financial Disclosure (2 AAC 50.010- 2 AAC 50.200); and
 - AAC Title 9 – Law; Chapter 52 – Executive Branch Code of Ethics (9 AAC 52.010 – 9 AAC 52.990).
- update adoption by reference dates of federal rules adopted in 18 AAC 50.040.
- repeal language in 18 AAC 50.040 that is now duplicated by other regulations.
- adopt revised language and clarifications to existing regulations in 18 AAC 50.020, 18 AAC 50.215, 18 AAC 50.306, and 18 AAC 50.540 to provide consistency with earlier amendments.
- add new language clarifying permit applicability to 18 AAC 50.502.
- adopt revised language to clarify modeling requirements in 18 AAC 50.540.
- expand the fast track permitting option to include minor permits classified for fine particulates (PM-2.5) in 18 AAC 50.542.

The Department published a public notice regarding these proposed changes on March 4, 2012. In the public notice, the Department announced that a public hearing for these proposed regulations was tentatively scheduled for **April 5, 2012** from 2:00 p.m. to 3:30 p.m. at the Department of Environmental Conservation Building, 619 E. Ship Creek, Ste. 249, Conference Room B, Anchorage, AK 99501. The Department did not receive a request to hold the public hearing by DEC by 5:00 p.m. on **April 3, 2012, as required in the original public notice.** **Therefore the public hearing will not be held.**

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Rebecca

Smith, Environmental Program Specialist, Air Permit Program, Alaska Department of Environmental Conservation, 410 Willoughby Ave., Suite 303, P.O. Box 111800, Juneau, AK 99811-1800, by facsimile at: (907) 465-5129, or by e-mail to the Air Quality Comments Docket at dec.aq.airdocket@alaska.gov. Comments must be received by **5:00 p.m., on April 10, 2012**. Comments received after this date will not be considered in final action on these rules.

If you are a person with a disability who needs a special accommodation in order to participate in this public process, please contact Deborah Pock at (907) 269-0291 or TDD Relay Service 1-800-770-8973/TTY or dial 711 no later than March 26, 2012, to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Rebecca Smith, Air Permit Program, Alaska Department of Environmental Conservation, 410 Willoughby Ave., Suite 303, P.O. Box 111800, Juneau, AK 99811-1800; by phone at (907) 465-5121; by facsimile at (907) 465-5129; or go to <http://www.dec.state.ak.us/air/ap/regulati.htm>. The proposed regulations and a Department Explanation of the Proposed Changes document are available from the DEC Air Quality web site at <https://myalaska.state.ak.us/dec/air/airtoolsWeb/PublicPermitListings.aspx> and at <http://dec.alaska.gov/air/ap/regulati.htm>

After the public comment period ends on **April 10, 2012**, DEC will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. **YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.** Written comments received are public records and are subject to public inspection.

Statutory Authority: AS 46.03.20, AS 46.03.710, AS 46.14.010, AS 46.14.020, AS 46.14.030, AS 46.14.140, AS 46.14.180

Statutes Being Implemented, Interpreted, or Made Specific: AS 46.14.010, AS 46.14.020, AS 46.14.030, AS 46.14.120, AS 46.14.140

Fiscal Information: The proposed regulation changes are not expected to require an increased appropriation.