

NOTICE OF PROPOSED CHANGES TO THE REGULATIONS OF THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION

The Alaska Department of Environmental Conservation (ADEC) proposes to adopt regulation changes in Title 18 of the Alaska Administrative Code (AAC) Chapter 50 Air Quality Control. **18 AAC 50.030 State Air Quality Control Plan** is being amended to adopt the following documents by reference:

- **Volume II, Section II: Air Quality Control Program** is being revised to update references to the Municipality of Anchorage's (MOA's) Vehicle Inspection & Maintenance (I/M) Program which is being removed as a primary carbon monoxide (CO) control measure following the adoption of this SIP submittal and approval by EPA;

- **Volume II, Section III.A: Statewide Carbon Monoxide Control Program** is being revised to update references to MOA's CO control measures and I/M Program. MOA is discontinuing its I/M Program and therefore removing it as a primary CO control measure with the adoption of this SIP submittal and approval by EPA. The State of Alaska's commuter I/M program will be discontinued upon the suspension of the MOA I/M Program;

- **Volume II, Section III. B: Anchorage Transportation Control Program** is being revised to update MOA's CO Maintenance Plan with new data and information demonstrating that MOA will continue to maintain the CO National Ambient Air Quality Standards (NAAQS) through the year 2023 following the suspension of its I/M Program; to update the CO control and contingency measures that MOA will employ to maintain the CO NAAQS; and establish a mobile source emission budget to be used in future conformity determinations of transportation plans and programs within MOA.

- **Volume II, Section III.D.2: Eagle River PM-10 Limited Maintenance Plan** is being adopted to demonstrate compliance with maintaining the coarse particulate matter (PM-10) NAAQS in Eagle River, Alaska;

- **Volume III**, Appendices to Volume II, is being revised to include the amended 18 AAC 50.030 regulation; MOA's 2007 CO emission inventory and 2023 CO emission projections; MOA's analysis of probability of complying with the CO NAAQS through 2023; and MOA's most recently adopted resolutions and code.

- **Volume III**, Appendices to Volume II, is also being revised to adopt by reference the Anchorage Assembly Resolution AR 2010-4 adopting the Eagle River PM-10 Limited Maintenance Plan; the PM10 design values for Eagle River and qualification for Limited Maintenance Plan; the 2007 and 2020 PM10 Emission Inventories for the Eagle River Limited Maintenance Area; and the Natural Events Action Plan for Windblown Dust Events in Anchorage, Alaska.

- Revised *Quality Assurance Project Plan for the State of Alaska Air Monitoring & Quality Assurance Program*, dated February 23, 2010.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying and alternative practical methods of complying with the proposed changes, by submitting written comments to Scott Sloane, Division of Air Quality, ADEC, 410 Willoughby Avenue, Suite 303, P.O. Box 111800, Juneau, Alaska 99811-1800, or by facsimile at: (907) 465-5129. Comments must be received by 5:00 p.m. on August 6, 2010. Comments received after this date will not be considered in final action on these rules.

The Department will hold a public hearing on this proposal on August 2, 2010 from 12:30-1:30 pm, at the ADEC Bayview Office Building, Conference Room A, 619 Ship Creek Drive, Anchorage, Alaska. Oral or written comment may be submitted at the hearing. The hearing will be extended if necessary to accommodate those present before 1:30 pm who did not have an opportunity to comment. If you will not be able to attend the public hearing in person, please contact Cindy Heil at (907) 269-7579 by five days prior to the hearing to make arrangements to participate by phone.

The State of Alaska, Department of Environmental Conservation complies with Title II of the Americans with Disabilities Act of 1990. If you are a person with a disability who may need 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 within 20 days of publication of this notice to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes and SIP documents please refer to this ADEC webpage <http://www.dec.state.ak.us/air/ap/calendar.htm>, or contact Scott Sloane by telephone at (907) 465-5176, or by e-mail at scott.sloane@alaska.gov.

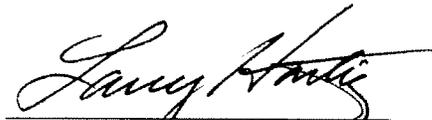
After the public comment period ends on August 6, 2010, ADEC will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. You should 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 46.03.010, AS 46.03.020, AS 46.14.030, AS 46.14.510

Statutes Being Implemented, Interpreted, or Made Specific: AS 46.14.030, AS 46.14.510

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

Dated: June 28th, 2010


Larry Hartig, Commissioner

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Alaska Department of Environmental Conservation.
2. General subject of regulation: Adoption by reference revisions to the State Air Quality Control Plan (SIP).
3. Citation of regulation (may be grouped): 18 AAC 50.030 and 18 AAC 50.215(a).
4. Reason for the proposed action:
 - compliance with federal law
 - compliance with new or changed state statute
 - compliance with court order
 - development of program standards
 - other: (please list)
5. RDU/component affected: Division of Air Quality.

6. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year FY 2010	Subsequent Years
Operating Cost	\$ 0	\$ 0
Capital Cost	\$ 0	\$ 0
Federal receipts	\$ 0	\$ 0
General fund match	\$ 0	\$ 0
General fund	\$ 0	\$ 0
General fund/ program receipts	\$ 0	\$ 0
General fund/ mental health	\$ 0	\$ 0
Other funds (specify)	\$ 0	\$ 0

7. The name of the contact person for the regulations:

Name: Scott J. Sloane.
Title: Environmental Program Specialist.
Address: Division of Air Quality, ADEC, 410 Willoughby Avenue, Suite 303
P.O. Box 111800, Juneau, Alaska 99811-1800.
Telephone: 907-465-5176
E-mail address: scott.sloane@alaska.gov

8. The origin of the proposed action:

staff of state agency
 federal government
 general public
 petition for regulation change
 other (please list) Municipality of Anchorage Air Quality Program

9. Date:

June 28th, 2010

Prepared by:
Name (typed)
Title (typed)
Telephone:


Scott J. Sloane
Environmental Program Specialist III
465-5176