



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

**Department of
Environmental Conservation**

OFFICE OF THE COMMISSIONER

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December 31, 2014

Dennis McLerran
Regional Administrator
U.S. EPA Region 10
1200 Sixth Avenue
Seattle WA 98101

Subject: FNSB PM2.5 Moderate Nonattainment Area State Implementation Plan (SIP)

Dear Mr. McLerran:

The Alaska Department of Environmental Conservation (ADEC) has been working diligently to complete the moderate area State Implementation Plan (SIP) for the Fairbanks North Star Borough (FNSB) fine particulate matter (PM2.5) nonattainment area. This letter provides a status update and an initial submittal of the SIP to meet the required federal deadline of December 31, 2014. Enclosed are amendments to Alaska's State Air Quality Control Plan or SIP, adopted by reference into the Alaska Administrative Code (AAC) at 18 AAC 50.030, with an adoption date of December 24, 2014 and additional supporting regulations adopted on November 14 and December 24, 2014.

At the present time, these regulation revisions adopted by ADEC, are undergoing final review by the Alaska Department of Law. The state considers this regulatory and SIP package a top priority for completion and is moving expeditiously through the state's final administrative and legal processing requirements; ADEC anticipates that the revised regulations will be signed and filed by the Lieutenant Governor as soon as possible and plans to submit the final filed SIP revision package to EPA Region 10 no later than January 31, 2015.

The Alaska Department of Environmental Conservation (DEC) is submitting the enclosed adopted SIP revision:

- Alaska Administrative Code Title 18, Chapter 50 addressing air quality control,
- Revised *State Air Quality Control Plan* Vol. II Section III.D.5.1 – 5.14 and Vol. III, Appendices III.D.5.1 – 5.13, adopted by reference under 18 AAC 50.030.

We are providing one paper copy and one electronic version of the following documents to Lucy Edmondson of your staff (note that the electronic version is an exact duplicate of the paper copy). New regulations supporting the FNSB PM2.5 SIP were the subject of two public comment periods during 2013 and 2014. An initial set of regulations were adopted by DEC on November 14, 2014 and another set of regulations were adopted on December 24, 2014 along with the regulation adopting the SIP. The following supporting documents are provided for your use in evaluating and taking action on this SIP:

- Notices of Public Comment Period for Air Quality PM2.5 regulations, signed September 19, 2013, September 25, 2013, November 14, 2013, December 13, 2013, and January 10, 2014;

- Affidavits of Publication for the Public Notices for Air Quality PM2.5 regulations signed September 19, September 25, November 14, December 13, 2013 and January 10, 2014 (published in the Anchorage Daily News, Fairbanks Daily News Miner, and Juneau Empire).
- Notice of Public Comment Period for PM2.5 regulations and the State Implementation Plan, signed November 14, 2014;
- Affidavits of Publication for the Public Notice (published in the Anchorage Daily News and Fairbanks Daily News Miner on November 17 and 18, 2014), signed November 18, 2014;
- Affidavits of Agency Record of Public Comment, signed November 24, 2014 and December 23, 2014;
- Response to Comment documents dated November 14, 2014 and December 24, 2014;
- Affidavits of Oral Hearings held in Fairbanks on January 7, 2014 and in Juneau, Anchorage, and Fairbanks on January 21, 2014; signed November 24 and 25, 2014;
- Affidavits of Oral Hearings held in Juneau, Anchorage, and Fairbanks on December 3, 2014, and December 17, 2014; signed December 17 and 18, 2014;
- Affidavit of Notice of Proposed Adoption of Regulations and Furnishing of Additional Information, signed November 24, 2014;
- Affidavit of Notice of Proposed Adoption of Regulations and Furnishing of Additional Information, signed December 23, 2014;
- Public Review Draft of 18 AAC 50 regulations which shows the changes made to the regulations, with bold lettering as new language and bracketed language as old language, dated September 19, 2013;
- Public Review Draft of 18 AAC 50 regulations which shows the changes made to the regulations, with bold lettering as new language and bracketed language as old language, dated November 14, 2014; and
- A copy of the November 14 and December 24, 2014 adopted regulation amendments that are currently under review by the Department of Law prior to transmittal to the Lt. Governor for certification and filing.

Your staff may contact Alice Edwards at (907) 465-5109 or Cindy Heil at (907) 269-7579 for additional information as needed.

Sincerely,



Larry Hartig
Commissioner

Enclosures: SIP submittal: including 18 AAC 50 revisions adopted November 14, 2014; 18 AAC 50 revisions adopted December 24, 2014; and State Air Quality Control Plan amendments

cc via e-mail: Kate Kelly, Director, Office of Air Waste and Toxics, EPA, Region 10
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