

NOTICE OF PUBLIC COMMENT PERIOD ON PROPOSED CHANGES TO ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION REGULATIONS

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 as follows:

- 18 AAC 50.010 includes the primary and secondary National Ambient Air Quality Standards (NAAQS) for fine particulate matter (PM_{2.5}), ozone, and lead.
- 18 ACC 50.030 adopts by reference changes made to Alaska's Transportation Conformity State Implementation Plan.
- 18 AAC 50.035(b) and 18 AAC 50.215(a) adopt by reference the federal reference and determination methods for monitoring and measuring PM_{2.5}, ozone and lead in ambient air.
- 18 AAC 50.700 and 18 AAC 50.705(a) include the word 'Highways' in reference to 23 U.S.C.
- 18 AAC 50.710(16)-(23) adopt by reference changes made to the federal transportation conformity regulations.
- 18 AAC 50.715(c)(6) includes projects located within PM_{2.5} nonattainment areas, and to require these areas to conduct a PM_{2.5} hot-spot analysis.
- 18 AAC 50.720 changes the public involvement process for conformity determinations.
- 18 AAC 50.990 includes definitions for PM_{2.5} and ozone.

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 Friday, September 25th, 2009. Comments received after this date will not be considered in the final action on these regulations.

The Department will hold a public hearing on these proposed regulations on Wednesday, September 23rd, 2009, from 12:30-1:30 pm, in Conference Room A, at the ADEC Bayview Office Building, Suite 249, 619 E. Ship Creek Drive, in 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 September 22nd, 2009 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 30 days of publication of this notice to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulations and the Transportation Conformity State Implementation Plan please refer to this ADEC webpage <http://www.dec.state.ak.us/air/ap/calendar.htm>, or contact Cindy Heil by telephone at (907) 269-7579, or by e-mail at cindy.heil@alaska.gov.

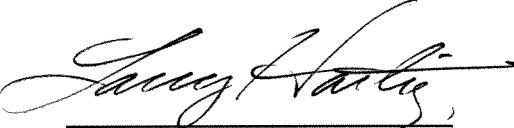
After the public comment period ends on September 25th, 2009, ADEC will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. **YOU 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 46.03.020, AS 46.14.010

Statutes Being Implemented, Interpreted, or Made Specific: AS 46.03.010, AS 46.03.020, AS 46.14.030, AS 46.14.010, AS 46.14.140, AS 46.14.020, AS 46.14.180

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

Dated: August 14th, 2009


Larry Hartig, Commissioner