



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MA 02109-3912

October 16, 2012

Elizabeth McAuliffe
Engineering and Enforcement Division
Bureau of Air Management
Connecticut Dept. of Environmental Protection
79 Elm Street
Hartford, Connecticut 06106-5127

Dear Ms. McAuliffe:

On August 28, 2012, Connecticut published a public notice announcing proposed revisions to section nitrogen oxide (NO_x) control requirements located at 22a-174-22 of the Regulations of Connecticut State Agencies (RCSA). We have reviewed the proposed amendments and have provided comments in the Enclosure to this letter. Upon completion of the rule adoption process, please submit these rules to EPA as a revision to the state's implementation plan.

Please call me or Bob McConnell of my staff at 617-918-1046 with any questions you may have.

Sincerely,


Anne Arnold, Manager
Air Quality Planning Unit

Enclosure

Comments on Revisions to section 22a-174-22, Control of NOx Emissions

1. One change that Connecticut intends to make is to include several additional exemptions to 22a-174-22(c)(2) that would exempt emergency generators needed at a nuclear power plant, at hospitals or other health care facilities, or generators used to supply power to buildings when construction activities need to sever power lines to the building. Although it seems unlikely that these exemptions would yield a significant increase in NOx emissions, Connecticut needs to prove this by providing an approximation of the emissions increase that will occur due to the addition of these exemptions. Proving that the emissions increase is minimal will help satisfy the noninterference requirement of section 110(l) of the Clean Air Act.
2. As currently drafted, Section 22a-174-22(m)(5), may be interpreted to affect the compliance plans required under section 22a-174-33. EPA suggests the following underline language to help clarify the compliance plan required by Section 22a-174-22 is different from the compliance plan in 22a-174-33:

“Notwithstanding the provisions of subdivision (1) of this subsection, the owner or operator of a Title V source that is subject to a Title V permit shall not be required to submit a compliance plan under this subsection unless the commissioner requests such plan in writing.”