

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

IN THE MATTER OF REVISIONS TO SECTIONS) STATEMENT OF
ONE, SIX AND TEN OF CHAPTER EIGHT OF THE) PRINCIPAL REASONS
WYOMING AIR QUALITY STANDARDS AND) FOR ADOPTION
REGULATIONS)

1. The Environmental Quality Council, pursuant to the authority vested in it by the Wyoming Statutes 35-11-112 (a)(i), has revised, removed, or added the following chapters and sections to the Wyoming Air Quality Standards and Regulations: Chapter 8, Nonattainment Area Regulations, Section 1, Introduction to nonattainment area regulations, Section 6, Upper Green River existing source rule, and Section 10, Incorporation by reference.

2. Section 35-11-202 (a) of the Environmental Quality Act states that the Administrator, after consultation with the Advisory Board, shall recommend to the Director such ambient air standards or emission control requirements that may be necessary to prevent, abate, or control pollution.

Section 35-11-202 (b) of the Act states that in recommending such standards or requirements the Administrator shall consider all facts and circumstances bearing upon the reasonableness of the emissions involved including:

- (A) The character and degree of injury to, or interference with the health and physical well being of the people, animals, wildlife and plant life;
- (B) The social and economic value of the source of pollution;
- (C) The priority of location in the area involved;
- (D) The technical practicability and economic reasonableness of reducing or eliminating the pollution; and
- (E) The social welfare and aesthetic value.

3. Chapter 8, Nonattainment Area Regulations, Section 1, Introduction to nonattainment area regulations, has been revised to reflect the addition of a new section to the chapter. Section 6, Upper Green River Basin permit by rule for existing sources, establishes requirements for PAD and single-well oil and gas production facilities, and compressor stations, located in the Upper Green River Basin (UGRB) ozone nonattainment area that were existing as of January 1, 2014. Section 10, Incorporation by reference, was updated to adopt by reference from the Code of Federal Regulations (CFR) as of July 1, 2013. Sections 6 and 10 were also revised to include the location on the internet of the incorporated matter as defined in W.S. 9-2-1035(a)(iii). The revisions to Section 6, Upper Green River Basin permit by rule for existing sources, and Section 10, Incorporation by reference, involve changes to the State Implementation Plan (SIP).

The Council finds that these regulations are reasonable and necessary to accomplish the policy and purpose of the Act, as stated in W.S. 35-11-102, and that they have been promulgated in accordance with rulemaking provisions of the Wyoming Administrative Procedures Act.

Dated this 19 day of May, 2015.

David M. Bagley
Hearing Examiner - *Printed Name*
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