



Department of Environmental Quality



To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.

Matthew H. Mead, Governor

Todd Parfitt, Director

Memorandum

To: Dr. David Bagley, Chairman, Environmental Quality Council

From: Todd Parfitt, Director, Department of Environmental Quality

Date: July 14, 2015

Subject: Proposed Rulemaking Package (R-25)

The Air Quality Division of the Department of Environmental Quality is proposing revisions to Chapter 2, Ambient Standards, and Chapter 6, Permitting Requirements, of the Wyoming Air Quality Standards and Regulations. The Division is requesting the Environmental Quality Council to review the proposal and to consider adoption of these rules when you meet in Buffalo, Wyoming on September 9, 2015.

The proposed revisions include annual updates to Incorporation by Reference sections in Chapter 2 and Chapter 6, which will be adopted by reference from the 2014 Code of Federal Regulations. Additionally, Chapter 2, Section 2, Ambient standards for particulate matter, has been updated to include the 2012 PM_{2.5} National Ambient Air Quality Standards (NAAQS). Chapter 6, Section 13, Nonattainment new source review permit requirements, has been revised to include specific nonattainment new source review permitting requirements for new and modified major stationary sources in a nonattainment area. The updates to Chapter 6, Section 13 are derived largely from federal requirements in 40 CFR 51.165, but also include customized language that accounts for Wyoming's specific regulatory needs and maintains consistency with existing state permitting programs.

The Division issued a notice for public comment on this set of rules prior to the April 28, 2015 Air Quality Advisory Board meeting, with the public comment period running from March 27, 2015 to April 28, 2015. At the April 28, 2015 meeting, the AQAB recommended that the rules proceed to a formal rulemaking before the Environmental Quality Council.

We have prepared rule packages for the Council, including the public notice and the transcript from the April 28, 2015 AQAB meeting, which summarize the nature of the changes.

This rule package contains the following attachments:

- 1) Public Notice for the April 28, 2015 AQAB Meeting (2 copies)
- 2) Statement of Principal Reasons (2 copies)
- 3) April 28, 2015 AQAB Meeting Minutes (2 copies)
- 4) Chapter 2, Strike and Underline Version (draft March 18, 2015) (2 copies)
- 5) Chapter 2, Clean Format (2 copies)
- 6) Chapter 6, Strike and Underline Version (draft April 30, 2015) (2 copies)
- 7) Chapter 6, Clean Format (2 copies)
- 9) Permission to Proceed Memo Signed June 12, 2015 (2 copies)
- 10) Notice of Intent to Adopt Rules (2 copies)

cc: Steve Dietrich, AQD Administrator
 Jeni Cederle, AQD Cheyenne
 Amber Potts, AQD Cheyenne
 Mike Morris, AQD Cheyenne

