

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION ON PROPOSED AMENDMENT

NOTICE OF PUBLIC HEARING AND COMMENT PERIOD
PURSUANT TO 415 ILCS 5/10(H) and 1 ILCS 100/5-70(b)

Notice of Public Comment Period and Public Hearing
for State Implementation Plan (SIP) Submittals
for National Ambient Air Quality Standards (NAAQS)

The Pollution Control Board (Board) is accepting public comments and will conduct a public hearing on a prospective NAAQS SIP submittal to the U.S. Environmental Protection Agency (USEPA). The Board will accept written comments on the proposed rule that will form the basis for the SIP proposal until 45 days after the proposed amendment appears in the *Illinois Register*, presently anticipated in a November 2016 issue, and a public hearing will occur by videoconference between Chicago and Springfield on December 7, 2016. The Board presently anticipates adoption of amendments to the Illinois ambient air quality standards on January 5, 2017, or within a short time after that date.

Section 10(H) of the Environmental Protection Act (Act) [415 ILCS 5/10(H)] requires the Board to do as follows:

[T]he Board shall adopt ambient air quality standards specifying the maximum permissible short-term and long-term concentrations of various contaminants in the atmosphere, those standards shall be identical in substance to the national ambient air quality standards promulgated by the Administrator of the United States Environmental Protection Agency in accordance with Section 109 of the Clean Air Act [(42 U.S.C. § 7409 (2013))].

The USEPA NAAQS are codified at 40 C.F.R. § 50. The Board is required to adopt those exemptions using the “identical in substance” rulemaking procedure of Section 7.2 of the Act [415 ILCS 5/7.2]. The Illinois listing of these compounds is codified at 35 Ill. Adm. Code 243.

On October 27, 2016, the Board adopted a proposal for public comment in docket R17-1 to initiate adoption of the latest USEPA amendments to and actions affecting the federal NAAQS during the first half of 2016.

- On January 26, 2016 (81 Fed. Reg. 4294), USEPA designated one new equivalent method (FEM) for particulates (PM₁₀) in ambient air.
- On April 28, 2015 (80 Fed. Reg. 25397), USEPA designated one new FRM for PM₁₀, one new FRM for coarse particulates (PM_{10-2.5}), one new FRM for fine particulates (PM_{2.5}), one new FRM for ozone (O₃), and two new FEMs for PM_{2.5} in ambient air.

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION ON PROPOSED AMENDMENT

- On June 17, 2016, USEPA issued an updated version of its *List of Designated Reference and Equivalent Methods (List of Designated Methods)*. The update included the four new FRMs and two new FEMs included in the January 26, 2016 and April 28, 2015 *Federal Register* notices.

The Board added one USEPA action that occurred after June 30, 2016 for the purpose of administrative economy:

- On July 18, 2016 (81 Fed. Reg. 45284), USEPA designated one new FRM for PM₁₀, one new FRM for sulfur dioxide (SO₂), two new FEMs for PM_{2.5}, one new FEM for PM₁₀, and one new FEM for PM_{10-2.5} in ambient air.

A Notice of Proposed Amendment will appear in the *Illinois Register* relative to the docket R17-1 proposal later in November 2016.

The Board expects that the Illinois Environmental Protection Agency (Agency) will submit the present amendments to USEPA to be included in or to revise the Illinois SIP pertaining to one or more ambient air quality priority pollutants (carbon monoxide, lead nitrogen oxides, ozone, particulate matter, and sulfur dioxide) pursuant to section 110 of the federal Clean Air Act (42 U.S.C. § 7410(a) (2013)) and the implementing USEPA regulations. See 40 C.F.R. § 51.102 and appendix V (2015).

As USEPA will require the State to have conducted a hearing on the amendments to the Illinois NAAQS rules involved in this proceeding pursuant to 42 U.S.C. § 4210(a) and 40 C.F.R. § 51.102, the Board has scheduled a public hearing in this matter to occur by videoconference between two locations, as follows:

1:30 p.m., December 7, 2016

James R. Thompson Center
Illinois Pollution Control Board Hearing Room
100 West Randolph Street, Room 11-512
Chicago

and

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION ON PROPOSED AMENDMENT

Sangamo Building
Illinois Pollution Control Board Hearing Room
1021 North Grand Avenue
Springfield

The Board invites public comment on the proposed amendments. The Board will receive public comments until at least 45 days after a notice of these proposed amendments appears in the *Illinois Register*. Anyone may file a public comment with the Board addressed as follows:

Office of the Clerk
Pollution Control Board
James R. Thompson Center
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601

All comments relating to this rulemaking should clearly refer to docket number R17-1.

The record in this docket will include all documents pertaining to this proceeding. All documents in the record are publicly available for inspection and copying as provided in 2 Ill. Adm. Code 2175 (2014) by contacting the Office of the Clerk. The documents are also freely available online at the Board's webpage: www.ipcb.state.il.us.

The record will not include a copy of the following documents, which are all otherwise publicly available:

- The January 26, 2016, April 28, 2015, and July 18, 2016 *Federal Register* notices that prompted this action (referenced in the Board's October 27, 2016 opinion and order proposing amendments);
- The June 17, 2016 update to the List of Designated Methods that prompted this action (referenced in the Board's October 27, 2016 opinion and order proposing amendments);
- Federal statutes and regulations referenced in the Board's October 27, 2016; and
- Illinois statutes and regulations referenced in the Board's October 27, 2016 opinion and order.

The Board requests that interested persons direct questions to the following person:

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION ON PROPOSED AMENDMENT

Michael J. McCambridge, Staff Attorney
Pollution Control Board
100 West Randolph Street, Room 11-500
Chicago, Illinois 60601
312-814-6924
michael.mccambridge@illinois.gov

The Board requests that interested persons request documents from or submit documents to the following person:

John T. Therriault, Clerk of the Board
Pollution Control Board
100 West Randolph Street, Room 11-500
Chicago, Illinois 60601
312-814-3629
john.therriault@illinois.gov

After the hearing and conclusion of the public comment period, the Board will promptly issue an opinion and order adopting final rule amendments. The Board presently anticipates adoption of the amendments on January 5, 2017 or shortly thereafter. The Board will then file the amendments with the Office of the Secretary of State, and a Notice of Adopted Amendments will appear in the *Illinois Register*. Any Agency submission of the associated SIP revision to USEPA will follow that Notice.