



DNREC/Air Quality Management Section
LEGAL NOTICE

PUBLIC HEARING

The Department of Natural Resources and Environmental Control (DNREC) Air Quality Management Section will conduct a public hearing on the proposed adoption of a new regulation, 7 DE Admin Code 1149 - OUTER CONTINENTAL SHELF AIR Regulations,” which will be applicable to any source on, or in the waters of, the outer continental shelf (i.e., generally within 25 miles of Delaware's seaward boundary).

Section 328(a)(1) of the Clean Air Act requires the EPA to establish requirements to control air pollution from outer continental shelf (OCS) sources in order to attain and maintain Federal and State ambient air quality standards and to comply with the provisions of part C of title I of the Act. 40 CFR Part 55 Outer Continental Shelf Air Regulations establishes the air pollution control requirements for OCS sources and the procedures for implementation and enforcement of the requirements, consistent with the stated objectives of section 328(a)(1) of the Act.

Delaware is proposing to adopt a new regulation which will incorporate, by reference, the provisions of 40 CFR Part 55. 40 CFR Part 55 is currently implemented and enforced by the EPA, specifically incorporates many of Delaware's existing air regulations, and makes those regulations applicable to OCS sources (i.e., generally within 25 miles of the State's seaward boundary). This adoption will enable the EPA to delegate to Delaware primary responsibility to implement and enforce these OCS requirements, as opposed to the EPA.

The public hearing on this proposed adoption of 7 DE Admin Code 1149 will be held at 6:00 p.m. on Wednesday, April 21, 2010 in DNREC's Priscilla Building Conference Room, 156 S. State Street, Dover, DE 19901.

The proposed new regulation may be inspected at the Department's offices located at 156 S. State Street, Dover, DE, or on the Air Quality Management website at:
<http://www.awm.delaware.gov/Info/Regs/Pages/AQMPlansRegs.aspx>

For additional information or any appointments to inspect the proposed regulation, please contact Mark A. Prettyman in the Air Quality Management office at 156 S. State Street, Dover, DE 19901, by phone at 302-739-9402, or by email at mark.prettyman@state.de.us.

Interested parties shall submit comments in writing on the proposed new regulation by the end of the comment period, as designated by the hearing officer at this hearing. Statements and testimony may be presented either orally or in writing at the public hearing to be held on Wednesday, April 21, 2010. It is requested that those interested in presenting statements at the public hearing register in advance and that written statements and comments be addressed to:

Mark A. Prettyman
DNREC – Air Quality Management Section
156 South State Street
Dover, DE 19901

THIS IS THE ONLY TIME THIS NOTICE WILL APPEAR.