



APPROVED BY *[Signature]*

DATE 15 October 2009

**START ACTION NOTICE**

SAN # 2009-22

- 1. TYPE OF ACTION: To revise Section 16 "Paper Coating" of 7 DE Admin. Code 1124 "Control of Volatile Organic Compound Emissions."
- 2. PURPOSE OF ACTION: The Department is proposing to revise Section 16 of 7 DE Admin. Code 1124 to conform to a Control Techniques Guidelines (CTG) document issued by EPA in September 2007. The Clean Air Act (CAA) Section 182(b)(2) requires that all ozone non-attainment areas must develop or update relevant regulations to implement Reasonably Available Control Technology (RACT) controls on emission sources covered in EPA's Control Techniques Guidelines (CTG) or Alternate Control Techniques (ACT), and submit the regulations to EPA as State Implementation Plan (SIP) revisions.

The EPA's previous CTG for paper coating industry was issued in 1977. The new CTG of 2007 revises the 1977 CTG, in particular, specifies control requirements for film and foil coating operations. Delaware's current Section 16 of 7 DE Admin. Code 1124 was based on EPA's 1977 CTG and did not include control requirements for film and foil coating operations. Therefore, the current Section 16 must be revised to meet EPA's updated requirements.

- 3. STATUTORY BASIS: 7 Del. C., Chapter 60, Environmental Control.
- 4. LIKELY AFFECTED PUBLIC: Stationary point and non-point sources in the State of Delaware that are engaged in paper, film, and foil coating operations will be affected by this action. In addition, this action is a part of Delaware's SIP to attain ozone air quality standards. Therefore, public health and welfare will benefit.
- 5. PROPOSED SCHEDULE OF ACTIVITIES:
  - Public Workshop - Fall 2009
  - Proposal in Delaware Register - Winter 2010
  - Public Hearing - Spring 2010
  - Effective Date - Summer 2010
- 6. REVIEW COMMITTEE: A review committee will not be formed as the Department will develop a draft regulation based on EPA's new CTG document. The Department believes that a public workshop will provide an adequate platform for public education and comment, and a public hearing will provide a timely opportunity for public participation in this rulemaking process.
- 7. RESPONSIBLE STAFF MEMBER:
  - Frank F. Gao, Ph.D., P.E.
  - Air Quality Management
  - 715 Grantham Lane
  - New Castle, DE 19720
  - Phone (302)323-4542, Fax (302)323-4598, Email: [Frank.Gao@state.de.us](mailto:Frank.Gao@state.de.us)
- 8. APPROVALS:

/Frank F. Gao/                      08/28/2009  
 Responsible Staff Member      Date

*[Signature]*                      9.8.09  
 Division Director              Date