

Exhibits Listing
Proposed Regulation 1138, Section 17
(under SAN 2011-11)

DNREC

Exhibit #

1. Listing of the Department's Exhibits submitted at the August 22, 2012 public hearing.
2. Department's Section 17 Public Hearing Handouts distributed at the August 22, 2012 public hearing on the proposed addition of Section 17 to Regulation 1138.
3. EPA's Hazard Summary Fact Sheet for chromium compounds, which is based on information in EPA's IRIS database.
4. EPA's Hazard Summary Fact Sheet for manganese compounds, which is based on information in EPA's IRIS database.
5. EPA's proposed rulemaking applicable to area source prepared feeds manufacturing facilities that appeared in the July 27, 2009 Federal Register.
6. EPA's final rulemaking applicable to area source prepared feeds manufacturing facilities that appeared in the January 5, 2010 Federal Register.
7. EPA's corrections and clarification to its final rulemaking that appeared in the July 20, 2010 Federal Register as a direct final rule.
8. EPA's "No Action Assurance . . ." letter dated October 6, 2011 stating EPA's intention to reconsider cyclone efficiency requirements for existing sources and to promulgate changes in December 2011.
9. EPA's revisions to the cyclone equipment and operating requirements and other related changes applicable to existing source that appeared in the December 23, 2011 Federal Register as a direct final rule.
10. The Department's Start Action Notice 2011-11 approving the planned addition of Section 17 to Regulation 1138.
11. The listing of existing Delaware source subject to the requirements of Section 17.
12. The listing of "Section 17 contacts" that the Department has maintained communications with during the development of Section 17.
13. The May 10, 2012 email to "Section 17 Contact List" indicating the Department's intent to adopt Section 17 and providing the initial draft of Section 17 and information on the planned June 7 public workshop. This email also provided the links to the Section 17 Regulatory Web page.
14. The June 8, 2012 email to the attendees of the June 7 public workshop. This email provided a listing of four open issues that arose during the public workshop and commitment to follow up on these in the future.
15. The June 28, 2012 email to the attendees of the June 7 public workshop. This email provides the Department's response (see Exhibit 16) to the 4 open issues identified in Exhibit 14 and the Department expected proposed language (see Exhibit 17).
16. The Public Workshop Response Document, which was attached to email in Exhibit 15, providing the Department's position on each of 4 open issues raised during the June 7 Public Workshop.
17. The current (review) proposed Section 17 regulatory language, which was attached to email in Exhibit 15, illustrating the changes made to the draft language discussed at the June 7 Public Workshop.
18. The August 3, 2012 email to "Section 17 Contact List" noting the publishing of proposed Section 17 in August 1, 2012 Delaware Register and information on the planned August 22 Public Hearing.
19. The public workshop notice as it appeared in the May 13, 2012 Delaware State News.
20. The public workshop notice as it appeared in the May 13, 2012 Sunday News Journal.
21. The public workshop notice as it appeared in the May 25, 2012 issue of the Office of Environment Protection biweekly ENews.

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22. The Statewide Calendar of Meeting notice announcing the June 7 public workshop in Georgetown for the planned addition of Section 17 to Regulation 1138.
23. The Department's Section 17 Public Workshop Handout distributed at the June 7, 2012 public workshop on the planned addition of Section 17 to Regulation 1138.
24. The Regulatory Flexibility Act Analysis associated with the proposed adoption of Section 17.
25. A comparison of the proposed Delaware Section 17 requirements to the Federal requirements for area source prepared feeds manufacturing facilities (40 CFR Part 63 Subpart 7Ds).
26. The Department's proposed Section 17 and its register notice that can be found in the August 1, 2012 Delaware Register of Regulations. The entire 268 pages of Regulation 1138 were published. This 13 page exhibit presents all the Section 17 relevant content.
27. The affidavit and public hearings notice as it appeared in the July 15, 2012 Delaware State News.
28. The affidavit and public hearings notice as it appeared in the July 15, 2012 Sunday News Journal.
29. The "Delaware Office of Environmental Protection ENews" dated July 17, 2012 notifying the recipient of the August 22, 2012 public hearing.
30. The Statewide Calendar of Meeting notice announcing the August 22, 2012 public hearing on the proposed addition of Section 17 to Regulations 1138, as it appeared on July 18, 2012.
31. The Air Quality Management web page, as it appeared on August 7, 2012, that had been available since August 2010 for the public to access and follow the development of the Section 17.
32. Compliance Assistance Tool – An "Initial Notification" form with instructions.
33. Compliance Assistance Tool – A "Notification of Compliance Status" form for existing sources with instructions.
34. Compliance Assistance Tool – A "Notification of Compliance Status" form for new sources with instructions.
35. Compliance Assistance Tool – An "Annual Compliance Certification Report" form with instructions.
36. Compliance Assistance Tool – A "Notification of Change of Status" form with instructions.
37. Compliance Assistance Tool – A "Notification of Performance Testing" form with instructions.
38. The Department's planned August 22, 2012 public hearing presentation.