



DNREC/DIVISION OF AIR QUALITY

LEGAL NOTICE PUBLIC HEARING

The Department of Natural Resources and Environmental Control (DNREC) will conduct a public hearing on a proposed amendment to Regulation 1138, Emission Standards for Hazardous Air Pollutants for Source Categories.

In 2001, Delaware adopted by reference the federal Maximum Achievable Control Technology (MACT) standard applicable to halogenated solvent cleaning operations (40 CFR Part 63 Subpart T) as Section 8.0 of Regulation 1138. Since that initial adoption, the EPA has revised this federal MACT standard several times. The most significant of these revisions was the adoption of facility-wide 12-month rolling total halogenated solvent emission limits (72 FR 25138, May 3, 2007). This more stringent requirement was incorporated into the federal MACT standard after the EPA determined that following the full implementation of the MACT requirements, the original MACT requirements did not protect the public's health with an ample margin of safety, as required under the Clean Air Act.

Delaware is proposing to amend Section 8.0 of Regulation 1138 by adding the facility-wide emission limits and their associated monitoring, recordkeeping and reporting requirements that the EPA promulgated on May 3, 2007.

The purpose of this proposed amendment is to protect the public's health with an ample margin of safety and to provide greater consistency between Delaware's air toxics standards for halogenated solvent cleaning operations and the revised federal standard (40 CFR Part 63 Subpart T).

The public hearing on this proposed amendment to Section 8.0 of Regulation 1138 will be held on Wednesday, August 24, 2011, beginning at 6:00PM in the DNREC's Richardson and Robbins Auditorium, 89 Kings Highway, Dover, DE.

The proposed amendment may be inspected at the Department's offices located in the Blue Hen Corporate Center, 655 S. Bay Road – Suite 5N, Dover and at 715 Grantham Lane, New Castle, or can be accessed online at <http://www.dnrec.delaware.gov/whs/awm/Info/Regs/Pages/Section8.aspx>. For additional information or any appointments to inspect the proposed amendment to Regulation 1138, please contact Jim Snead in New Castle at (302) 323-4542.

Interested parties shall submit comments in writing on this proposed amendment to Section 8.0 of Regulation 1138 by the end of the comment period, as designated by the hearing officer at this hearing, to Jim Snead and/or statements and testimony may be presented either orally or in writing at the August 24, 2011 public hearing. 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:

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