

NOTICE OF PROPOSED CHANGES TO THE REGULATIONS OF THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION

BRIEF DESCRIPTION

The Alaska Department of Environmental Conservation (ADEC) is proposing a regulation amendment in order to adopt the Anchorage and Fairbanks Carbon Monoxide Limited Maintenance Plans into the State Air Quality Plan. If adopted, these plans will be submitted to the U.S. Environmental Protection Agency (EPA) for final approval.

ADEC proposes a regulation amendment in Title 18 of the Alaska Administrative Code (AAC), Chapter 50 Air Quality Control; specifically at **18 AAC 50.030 State Air Quality Plan**. This regulation is being amended to adopt the following documents into Alaska's State Air Quality Plan also known as the State Implementation Plan (SIP). Adopting these documents into the SIP is accomplished in regulation by updating the adoption date at 18 AAC 50.030 each time a SIP document is amended and approved. The following documents will be adopted into the SIP with this regulation amendment:

- **Volume II, Section III. A: Statewide Carbon Monoxide Control Program** is being revised and readopted to reference changes being made to the Municipality of Anchorage's (MOA) and the Fairbanks North Star Borough's (FNSB) Carbon Monoxide (CO) Limited Maintenance Plans (LMP). Both MOA and the FNSB have submitted, for approval and adoption, their second, 10-year CO LMPs which verify continued attainment and maintenance of the CO state air quality standard within their respective CO maintenance areas.

- **Volume II, Section III. B: Anchorage Transportation Control Program** is MOA's CO LMP. This plan is being revised and readopted to cover MOA's second, 10-year maintenance period (July 23, 2014 through July 22, 2024).

- **Volume II, Section III. C: Fairbanks Transportation Control Program** is the FNSB's CO LMP. This plan is being revised and readopted to cover FNSB's second, 10-year maintenance period (September 27, 2014, through September 27, 2024).

- **Volume III** (Appendices to Volume II) is being revised and readopted to include MOA's and FNSB's assembly resolutions supporting the adoption of their respective second, 10-year CO LMPs.

The proposed regulations are intended to meet the requirements of AS 46.14.030 which directs ADEC to develop a state air quality control plan to satisfy Section 110 (Title 42 U.S.C. Chapter 85 § 7410) of the Clean Air Act. Once adopted, these regulations will be submitted to EPA for approval and eventual inclusion in the revised SIP.

You may comment on the proposed regulation change, including the potential costs to private persons of complying and alternative practical methods of complying with the proposed changes, by submitting written comments to Scott Sloane, Division of Air Quality, ADEC, 410 Willoughby Avenue, Suite 303, P.O. Box 111800, Juneau, Alaska 99811-1800; or by facsimile at: (907) 465-5129. Comments must be received by 5:00 p.m. on Friday, February 15, 2013. Comments received after this date will not be considered in final action on these rules.

The Department will hold public hearings on this proposal on Tuesday, February 12, 2013 from 11:30 am – 1:30 p.m. at the following locations: 1) ADEC Bayview Office Building, Conference Room A, 619 Ship Creek Drive, Anchorage, Alaska; and 2) Noel Wien Public Library, 1215 Cowles Street, Fairbanks, Alaska. Oral or written comment may be submitted at the hearings. The hearings will be extended if necessary to accommodate those present before 1:30 p.m. who did not have an opportunity to comment. If you will not be able to attend a public hearing in person please contact Scott Sloane at (907) 465-5176 five days prior to the hearing to make arrangements to participate by phone. The State of Alaska, Department of Environmental Conservation complies with Title II of the Americans with Disabilities Act of 1990. If you are a person with a disability who may need a special accommodation in order to participate in this public process, please contact Deborah Pock at (907) 269-0291 or TDD Relay Service 1-800-770-8973/TTY or dial 711 by Friday, February 8, 2013 to ensure that any necessary accommodations can be provided.

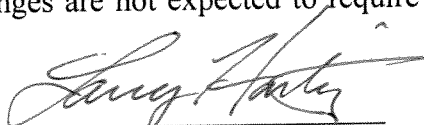
For a copy of the proposed regulation changes please refer to this ADEC webpage <https://myalaska.state.ak.us/dec/air/airtoolsweb/PublicPermitListings.aspx>, or contact Scott Sloane by telephone at (907) 465-5176, or by e-mail at scott.sloane@alaska.gov. After the public comment period ends on February 15, 2013, ADEC will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED. Written comments received are public records and are subject to public inspection.

Statutory Authority: AS 46.03.010, AS 46.03.020, AS 46.14.030, AS 46.14.400

Statutes Being Implemented, Interpreted, or Made Specific: AS 46.14.030, AS 46.14.400

Fiscal Information: The proposed regulation changes are not expected to require an increased appropriation.

Dated: January 11, 2013



Larry Hartig, Commissioner