

COUNTY OF



ALLEGHENY

RICH FITZGERALD
COUNTY EXECUTIVE

February 28, 2019

Mr. Krishnan Ramamurthy, Director
Department of Environmental Protection
Bureau of Air Quality
Rachel Carson Building
400 Market Street, P.O. Box 8468
Harrisburg, PA 17105-8468

Dear Mr. Ramamurthy:

The Allegheny County Health Department hereby submits a requested revision to Allegheny County's portion of the Pennsylvania State Implementation Plan for the Attainment and Maintenance of the National Ambient Air Quality Standards.

This SIP revision requests the removal of Article XXI, Air Pollution Control Rules and Regulations, and County Ordinance 16782, §2105.90, "Gasoline Volatility," and §2107.15, "Methods-Gasoline Volatility and RFG," as a Federally-enforceable control measure from Allegheny County's portion of the Pennsylvania SIP. This SIP revision is being tracked as our internal Revision Tracking Number 89.

As evidence of Allegheny County's desire to have the gasoline volatility requirements removed from the Pennsylvania SIP, ACHD has revised its "Gasoline Volatility" regulations by adding paragraphs to Article XXI, at §2105.90.b.3, and §2107.15.c, stating that these sections are no longer applicable upon the effective date of U.S. EPA's approval of the removal, suspension, or replacement of these sections as part of the Allegheny County portion of the Pennsylvania SIP. ACHD requests that these revisions serve as evidence to support our request that EPA remove the RVP requirements of Article XXI from the Pennsylvania SIP.

As evidence of Allegheny County's SIP revision request being in conformance with Clean Air Act Section 110(I), ACHD has provided for reference PA DEP's Noninterference Demonstration, which served as the basis for removal of the low-RVP gasoline program for the entire Pittsburgh ozone nonattainment area, and that was previously approved by EPA on December 20, 2018 (83 FR 65301).

This SIP Revision was the subject of a public comment period from September 17 until October 22, 2018, with a public hearing held on October 17, 2018. The Board of Health approved it on November 7, 2018. County Council enacted it on February 19, 2019, it was signed by the Allegheny County Chief Executive on February 21, 2019, and it becomes effective March 3, 2019.

ACHD followed all of the applicable procedural requirements of the Commonwealth's laws and constitution in conducting and completing the adoption/issuance of the SIP revision. ACHD also publishes the proposed SIP Revision on its website <https://www.alleghenycounty.us/Health-Department/Programs/Air-Quality/Regulations-and-SIPs.aspx> in accordance with PA State Act 27 of 2012. As required by federal SIP-processing regulations, enclosed certifications demonstrate that the required public notices were provided and that a public hearing was held.

We request that the Pennsylvania Department of Environmental Protection approve this revision and forward it to the U.S. EPA Region III with a recommendation for approval.

Finally, to achieve a more certain regulatory environment for the summertime gasoline supply in Allegheny County, ACHD requests that PA DEP seek from the U.S. EPA an approved emergency order or waiver that holds in abeyance the federal enforceability of the Allegheny County Gasoline Volatility requirements until such time as this SIP revision submittal can be approved by the EPA.

If you have any questions, please contact me at (412) 578-8103 or Jayme.Graham@AlleghenyCounty.US

Sincerely,



Jayme Graham, Manager
Air Quality Program

cc: Sandra Etzel, Manager, Planning & Data Analysis Section
Kirit Dalal (Pa DEP)
Stephen Hepler (Pa DEP)
Susan Hoyle (Pa DEP)
Chris Trostle (Pa DEP)
Brian Trowbridge (Pa DEP)

Attachment