

Small Business Compliance Advisory Committee
to the Pennsylvania Department of Environmental Protection
PO Box 8468
Harrisburg, PA 17105-8468

April 29, 2010

Honorable John Hanger
Secretary
Department of Environmental Protection
Rachel Carson State Office Building
P.O. Box 2063
Harrisburg, PA 17105-2063

Re: Low sulfur limits in commercial fuel oil proposed rulemaking amendments

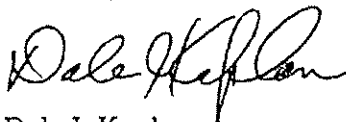
Dear Secretary Hanger:

On April 28, 2010, the Small Business Compliance Advisory Committee (Committee) discussed proposed amendments to 25 *Pa. Code* Chapters 121 and 123 (relating to general provisions; and standards for contaminants) for the control of emissions of sulfur from commercial fuel oil. The proposed rulemaking would amend § 123.22 (relating to combustion units) to reduce the maximum allowed sulfur content in commercial fuel oil sold for and used in combustion units in this Commonwealth.

This proposed rulemaking, which is designed to further limit the emissions of sulfur dioxide (SO₂) from these sources, would apply to fuel oil used in residential and commercial oil heat burners and furnaces, and industrial, commercial and institutional (ICI) boilers. The proposed amendments would also amend the definitions of certain terms and add new terms and definitions under § 121.1 (relating to definitions) to support the proposed amendments to Chapter 123.

The Committee voted 5-0-1 to concur with the Department's recommendation to present the proposed amendments to the Environmental Quality Board for consideration for publication as a proposed rulemaking.

Sincerely,



Dale I. Kaplan
Chair

Cc: Susan Foster, BAQ