

Air Quality Technical Advisory Committee

to the Pennsylvania Department of Environmental Protection

PO Box 8468

Harrisburg, PA 17105-8468

October 30, 2008

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

Dear Acting Secretary Hanger:

On October 30, 2008, the Air Quality Technical Advisory Committee discussed the draft final-form rulemaking amendments to 25 *Pa. Code* Chapters 121 (relating to general provisions) and 145 (relating to interstate pollution transport reduction) to control NO_x emissions from cement kilns. The final-form rulemaking amendments would revise one definition in § 121.1 (relating to definitions) and would add new terms and definitions and amend existing provisions in Subchapter C (relating to emissions of NO_x from cement manufacturing) of Chapter 145. The proposed rulemaking was published in the *Pennsylvania Bulletin* on April 19, 2008 (38 *Pa.B.* 1838).

The Committee voted 9-3 to concur with the Department's recommendation to present the final-form rulemaking amendments to the Environmental Quality Board for approval as a final-form regulation, taking into consideration the following recommendations for changes:

- Section 145.144(b) should be revised to ensure all data substitution is approved by the Department in writing; and
- Section 145.145(c) should be deleted and a new Section 145.143(b)(2)(iv) should be added which sources shall use to determine allowable emissions for cement kilns that commence operation after the effective date of adoption of the final regulation. This section should cite the final Federal New Source Performance Standard for new cement kilns instead of the proposed (specific) value.

Sincerely,



Roger C. Westman, Ph. D.
Chair