

REGULAR MEETING/HEARING AGENDA
AIR QUALITY ADVISORY COUNCIL
June 16, 2021, 9:00 a.m.
Department of Environmental Quality
707 North Robinson Avenue
Oklahoma City, OK

Please turn off cell phones

1. **Call to Order** – Laura Lodes, Chair
2. **Roll Call** – Quiana Fields
3. **Approval of Minutes**
 - A. October 21, 2020 Regular Meeting
 - B. November 12, 2020 Continued Meeting
4. **Election of Officers - Discussion and action by Council**
5. **Public Rulemaking Hearing**
 - A. **Chapter 100. Air Pollution Control**
 - Subchapter 7. Permits for Minor Facilities**
 - Part 3. Construction Permits**
252:100-7-15. [AMENDED]
 - Subchapter 8. Permits for Part 70 Sources and Major New Source Review (NSR) Sources**
 - Part 7. Prevention of Significant Deterioration (PSD) Requirements for Attainment Areas**
252:100-8-36.1. [AMENDED]
 - Subchapter 37. Control of Emission of Volatile Organic Compounds (VOCs)**
252:100-37-16. [AMENDED]
 - Subchapter 39. Emission of Volatile Organic Compounds (VOCs) in Nonattainment Areas and Former Nonattainment Areas**
 - Part 7. Specific Operations**
252:100-39-45. [AMENDED]

The Department of Environmental Quality (Department or DEQ) is proposing to make revisions in Subchapters 7, 8, 37, and 39 as part of the Department's review of Chapter 100 in response to Governor Stitt's Executive Order 2020-03. The Department is proposing to revise OAC 252:100-7-15(a)(2)(B)(i) to give regulatory clarity to when a construction permit is required by inserting the federal terms for pieces of equipment and processes subject to the New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP). The Department is proposing to correct the rule and statute references in OAC 252:100-8-36.1 to the proper legal form. The Department is proposing to add an exemption to OAC 252:100-37-16(c) to formalize the Department's interpretation that loading operations from condensate tanks at natural gas compressor stations are not considered loading facilities for the purposes of this section. In OAC 252:100-39-45, the Department is proposing to correct the approval process for facilities that

incinerate petroleum solvent dry cleaning filters and to remove the outdated compliance schedule. The gist of this rule proposal and the underlying reason for the rulemaking is to remove outdated rule language and/or provide regulatory clarity.

1. Presentation – Melanie Foster, Manager, Rules & Planning Section, AQD
2. Questions and discussion by the Council
3. Questions, comments and discussion by the public
4. Discussion and possible action by the Council

B. Chapter 100. Air Pollution Control
Subchapter 8. Permits for Part 70 Sources and Major New Source Review (NSR) Sources
Part 7. Prevention of Significant Deterioration (PSD) Requirements for Attainment Areas
252:100-8-36.2. [AMENDED]

The Department is also proposing to amend the source obligation provisions for facilities subject to prevention of significant deterioration (PSD) in OAC 252:100-8-36.2 to more closely align Oklahoma’s rules with the U.S. Environmental Protection Agency (EPA) rules in 40 C.F.R. § 51.166(r). This proposed rulemaking is in response to requests from industry to add the “reasonable possibility” provisions. The gist of the proposed rules and the underlying reasons for the revisions are to make Oklahoma’s PSD source obligation provisions more similar to EPA’s provisions, thereby reducing the recordkeeping burden on Oklahoma’s permitted PSD facilities.

1. Presentation –Tom Richardson, P.E., Rules & Planning Section, AQD
2. Questions and discussion by the Council
3. Questions, comments and discussion by the public
4. Discussion and possible action by the Council

6. **Presentation** - Regional Haze Update – Cooper Garbe, EPS, Rules & Planning Section, AQD
7. **Presentation** – Fiscal Report – Kathy Aebischer, Asst. Division Director, Administrative Services Division
8. **Division Director's Report** - Kendal Stegmann, Division Director, AQD
9. **New Business** - Any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.
10. **Adjournment** - The next regular meeting is scheduled for Wednesday, October 20, 2021 in Oklahoma City, Oklahoma.

Should you have a disability and need an accommodation, please notify the DEQ Air Quality Division three days in advance at 405-702-4177. Hearing impaired persons may call the text telephone (TDD) Relay Number at 1-800-722-0353 for TDD machine use only.