

WAC 173-400-110
AO 09-01

June 21, 2009

Rule Advisory Committee Discussion
Linda Witcher, AQP, Dept of Ecology

WAC 173-400-110

Some ideas gleaned from
comment letters and others
developed by AQP staff

Change *construction* to *construction, modification or installation throughout the section*

- WAC 173-400-030(52), New source means: The construction, modification or installation of a stationary source...
- WAC 173-400-110(2)(a) A NOC application must be filed ... prior to the construction, modification or installation of any new source...
- WAC 173-400-110(5)(c) The owner may begin actual construction, modification or installation...

Update subsection 2, Projects subject to NSR

- Establish a yearly limit for readiness testing and maintenance of emergency generators
- Include an operation limit of 200 hours per year. The intent is to limit the use of the engine to "emergency" situations.

- WAC 173-400-110(2)(b)(i)

6/22/2009



DEPARTMENT OF
ECOLOGY
State of Washington

Expand exemptions to include demolition

- Inclusion of this exemption will ensure that the listing of asbestos as a toxic air pollutant (TAP) in WAC 173-460-150 does not result in the unnecessary submittal of an NOC application for asbestos renovation activities.

- WAC 173-400-110(2)(b)(ii)

~~De-obfuscate~~ Clarify the exemption list:

110 (2) A NOC must be filed prior to construction of any new source **except for the following:**

- (b)(i) ...**except** subpart AAA, wood stoves
- (ii) **except** for asbestos demolition and renovation projects

WAC 173-400-110(4) Emission unit and activity exemptions

- Idea: Comprehensively identify and update the list of categorical NSR exemptions
- Concern: The exemptions list was developed over ten years ago and was not originally intended to apply to toxic air pollutants.

- Revise the rule language in WAC 173-400-110(4)(a) to read as follows:
- *(a)*
Maintenance/construction/demolition:
- *(x) Asbestos renovation activities;*
- *(xi) Wrecking or demolishing facilities or buildings, including removal of equipment, walls, excess or scrap materials, and /or load bearing structures*



- *(e) Water Treatment:*
- *(ix) Drinking water treatment facilities;*
- *(x) Sewage lagoons.*

- *(g) Monitoring/quality assurance/testing:*
- *(iii) Sample gathering, preparation and management, including actions required to obtain access to samples;*
- *(iv) Vents from ~~continuous~~ emission monitors and other analyzers, and calibration/instrument checks of these instruments.*



- (Viii) Insulation application and maintenance, **excluding products for resale**
- Plumbing and roofing have two exemptions: Installation and maintenance
- What activities should be added to the list?

Revise the exemption process WAC 173-400-110(5)

- Create a streamlined one-step process that includes submittal of the project summary as part of the initial exemption notification;
- Allows for verbal or email notification
- Gives the permitting authority the flexibility to provide an immediate response to either proceed with the project or request additional information.

