

Pinal County Air Quality Control District

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PINAL COUNTY

NOTICE OF PROPOSED RULEMAKING DOCKET OPENING

(Ref. A.R.S. §41-1021)

1. **Title and its heading:** Pinal County Air Quality Control District Code of Regulations
Regulations and headings: Chapter 1, Article 1, Section 105 – SIP List
Chapter 5, Article 20 – Storage and Loading of Gasoline at gasoline dispensing facilities

Rules and headings:

Section Affected	Rulemaking Action
§1-1-105. SIP List.....	Amend
§5-20-100. General.....	New
§5-20-200. Definitions.....	New
§5-20-300. Standards.....	New
§5-20-400. Administrative Requirements.....	New
§5-20-500. Monitoring and Records.....	New

2. **Subject Matter of the Proposed Rule**

The Phoenix-Mesa, Arizona Marginal Ozone Nonattainment area for the 2008 ozone national ambient air quality standard (NAAQS) was recently redesignated to moderate nonattainment because the area did not attain the 2008 NAAQS by the July 20, 2015 attainment date. Pinal County has a small portion of the Phoenix-Mesa, Arizona ozone nonattainment area.

The Clean Air Act (CAA) Section 172(c)(1) requires nonattainment areas, such as Phoenix, to use “Reasonably Available Control Measures” (RACM) including “Reasonably Available Control Technology (RACT), to control VOC emissions. CAA Section 182(b)(2)(A) provides that RACT for each source category of volatile organic compounds (VOCs) is described in U.S. Environmental Protection Agency (EPA) Control Techniques Guidelines (CTGs). The CTGs are intended to provide State and local air pollution control authorities information that assists in determining VOC RACT from gas station operations. The EPA defines RACT as “the lowest emission limitation that a particular source is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility.”

To attain the required RACT for gas stations, Pinal County is proposing to adopt a new rule, Chapter 5, Article 20 – Storage and Loading of Gasoline at gasoline dispensing facilities.

PCAQCD will follow up this proposed rulemaking docket opening with a formal rulemaking proposal in which the new Chapter 5, Article 20 – Storage and Loading of Gasoline at gasoline dispensing facilities will be proposed to be added to the PCAQCD Code of Regulations.

The ultimate goal of the proposed rulemaking will be adoption of the rules by the Pinal County Board of Supervisors and submittal to EPA (through ADEQ) for inclusion into the Arizona SIP.

Also as part of this rulemaking, Pinal County may add, delete or modify additional rules as necessary.

3. Prior Related Notices

None

4. Contact Information

Those wishing further information regarding any aspect of this proposal may contact

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To the extent possible, the District will also post information on the County's website, www.pinalcountyyaz.gov, under the "air quality" link.

5. Opportunity for Written or Oral Comments

The District will publish a Notice of Proposed Rulemaking that will define a formal timetable for submittal of written comments. At any time prior to the close of that to-be-defined comment period, anyone may seek information or submit comments by contacting the Air Quality Manager at the address shown above. Ultimately, the public will also have an opportunity to offer comment in the public hearing before the Board of Supervisors.

6. Anticipated Timetable

To be announced in the Notice of Proposed Rulemaking.