



PINAL COUNTY

Public Notice

Air Quality Proposed Rulemaking

Board of Supervisors Public Hearing

Pinal County Air Quality proposes that the Board of Supervisors amend existing rules pertaining to air quality control. A formal notice, including the full text of the proposed revisions is available online at <http://www.pinalcountyz.gov/AirQuality/Pages/Rulemaking.aspx> (notice posted online March 18, 2020). The ultimate purpose of this proposed rulemaking will be the submittal of the adopted rules (§3-1-103) through ADEQ to EPA, for inclusion as elements of the Arizona State Implementation Plan (SIP) as required under the Clean Air Act.

The Environmental Protection Agency (EPA) revised the eight-hour ozone National Ambient Air Quality Standards (NAAQS) in 2015 from 0.075 parts per million down to 0.070 parts per million. Additionally, the 2008 eight-hour ozone NAAQS nonattainment area which encompassed the Phoenix metropolitan area and a small portion of Pinal County (Apache Junction) was expanded for the 2015 ozone standard and classified as a Marginal Nonattainment Area. The nonattainment area expanded in Pinal County to Queen Valley and San Tan Valley. On December 6, 2018, The EPA published a final rule on the implementation of the 2015 ozone NAAQS, Nonattainment Area State Implementation Plan Requirements (83 Federal Register 62,993). One of the Clean Air Act (CAA) requirements for a Marginal nonattainment area includes An Emissions Statement (CAA Section 182(a)(3)(B)). As described in the CAA Section 182(a)(3)(B), the State is required to submit a revision to the Arizona State Implementation Plan (SIP) that requires the owner or operator of each stationary source of nitrogen oxides or volatile organic compounds in the ozone nonattainment area provide the State with a statement showing the actual emissions of nitrogen oxides or volatile organic compounds from that source. The EPA final rule on implementation of the 2015 ozone NAAQS requires submission of emissions statement regulations within two years from the effective date of designation to a nonattainment area. A subsequent review by EPA on the emissions statement rules of the various air quality agencies in Arizona found that the existing emissions statement rules, including Pinal County's (§3-1-103 – Annual Emissions Inventory Questionnaire) were out of date and not fully aligned with the CAA Section 182(a)(3)(B) requirements. Therefore the revised emissions statement regulation for the Pinal County portion of the Phoenix ozone NAA is due to EPA by August 3, 2020. Thus necessitating this proposed State Implementation Rule (SIP) rulemaking.



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This proposed rulemaking included a posting of the Notice of Proposed Rulemaking on the Pinal County Air Quality website (<http://www.pinalcountyz.gov/AirQuality/Pages/Rulemaking.aspx>) on March 18, 2020 along with posting of the public notice in local newspapers (Apache Junction News on March 25, 2020 and Casa Grande Dispatch on March 26, 2020).

A stakeholder meeting was held virtually on May 5, 2020 and a Control Officer Oral Proceeding was held virtually on May 12, 2020. The public comment period covered the period from March 18, 2020 to the Close of Business on May 12, 2020.

The rulemaking proposal along with a summary of any comments received will be submitted to the Board of Supervisors for consideration and possible adoption. The date, time and location of the Board of Supervisors public hearing-of-adoption is July 1, 2020, 9:30 a.m. at the Pinal County Administrative Complex, Board of Supervisors Hearing Room located at 135 N. Pinal Street, Florence, AZ. 85132.