

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

NOTICE OF GENERAL PUBLIC INTEREST

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENT TO AIR QUALITY STATE PLAN FOR DESIGNATED FACILITIES AND POLLUTANTS

Statutory Authority: 1976 Code Sections 48-1-10 et seq.

The South Carolina Department of Health and Environmental Control (Department) is publishing this Notice of General Public Interest pursuant to the requirements of Sections 111 and 129 of the Clean Air Act (CAA) and 40 CFR 60.23, to provide interested persons the opportunity to attend a public hearing and comment on the Department's submittal to the U.S. Environmental Protection Agency (EPA) to revise the state plan for commercial and industrial solid waste incinerator (CISWI) units. The public hearing will be held on May 30, 2018, at 1:00 p.m., in Room 2380 of the Sims/Aycock Building, 2600 Bull Street, Columbia, S. C. The public is also invited to submit comments in writing before the public hearing. To be considered, comments must be received by 5:00 p.m. on May 29, 2018, the close of the comment period. However, if the Department does not receive a request for a public hearing by the close of the comment period, the Department will cancel the public hearing. If the public hearing is cancelled, then the Department will notify the public via the Public Notices webpage: <http://www.scdhec.gov/PublicNotices/>. Comments should be submitted to Marie Brown, Regulation and SIP Management Section, Bureau of Air Quality, 2600 Bull Street, Columbia, S.C. 29201. Interested persons may also contact Marie Brown via phone at (803) 898-1796 or email at brownmf@dhec.sc.gov for more information, to view a copy of the state's proposed plan, or to find out if the Department will hold a public hearing. A copy of the state's proposed CISWI state plan submission is also located on the Department's Public Notices webpage: <http://www.scdhec.gov/PublicNotices/>.

Background:

EPA regulations found at 40 CFR Part 60, Subparts CCCC and DDDD, contain federal requirements for CISWI units, established pursuant to Sections 111 and 129 of the CAA. The rules for new sources (CCCC) are referred to as New Source Performance Standards (NSPS) while rules for existing sources (DDDD) are referred to as Emission Guidelines (EG). These rules establish emission limits and other requirements for CISWI units, and provide for state implementation and enforcement of the EG promulgated by the EPA.

South Carolina Regulation 61-62.60 (R.61-62.60), South Carolina Designated Facility Plan and New Source Performance Standards (NSPS), has been repeatedly amended to incorporate changes to 40 CFR Part 60, Subparts CCCC and DDDD, by reference. EPA finalized amendments to 40 CFR Part 60, Subparts CCCC and DDDD, in the February 7, 2013, [78 FR 9112] Federal Register, and these amendments were incorporated by reference into R.61-62.60, effective September 26, 2014, upon publication in the State Register. On December 19, 2014, the Department submitted to EPA a state plan for implementation and enforcement of the revised CISWI emission guidelines in accordance with Sections 111 and 129 of the CAA and 40 CFR Part 60.

Since the Department's 2014 state plan submittal, additional revisions to the CISWI rule were finalized upon reconsideration in the June 23, 2016, Federal Register [81 FR 40956], and were codified under 40 CFR Part 60, Subparts CCCC and DDDD. R.61-62.60 was amended to incorporate the changes to 40 CFR Part 60, Subparts CCCC and DDDD, by reference. The amendments to R.61-62.60, Subparts CCCC and DDDD, were approved during a public hearing conducted by the Board of the South Carolina

Department of Health and Environmental Control on August 10, 2017, and were effective upon publication in the State Register on August 25, 2017.

Synopsis:

In accordance with Section 129 of the CAA, each state in which an existing CISWI unit is operating is required to submit to the EPA a plan to implement and enforce EPA's emission guidelines within one year from the date of promulgation. This plan consists of applicable compliance and enforcement regulations, a list of affected sources, and emissions inventories for these sources. The Department submitted a CISWI state plan on December 19, 2014, in which it certified that it has addressed the requirements of Sections 111 and 129 and regulations under 40 CFR Part 60 for CISWI units. The Department is submitting to EPA an update to its existing CISWI state plan to document South Carolina's incorporation of the 2016 CISWI rule revisions, and the Department proposes to certify that it has addressed the state's requirements under Sections 111 and 129 of the CAA, 40 CFR Part 60, and the EPA's June 23, 2016, CISWI reconsideration rule.