

Clint Lamoreaux

Thank you for your work on these rules. This might be an opportunity to simplify the language and improve clarity.

There might not be a compelling reason to treat minor and major sources differently in this section if we are going to include the possibility of a cumulative impact analysis for minor sources. In that case, one option would be to replace the requirements of sections 3 and 4 (except the table) with something like the text in red below:

"WAC 173-400-110, 173-400-111, 173-400-112, and 173-400-113 apply statewide except where a permitting authority has adopted its own new source review regulations. The permitting authority that is reviewing an application to establish a new source or modification in an attainment or unclassifiable area shall issue an order of approval if it determines that the proposed project satisfies each of the following requirements. The permitting authority shall not issue an order of approval if it determines that the proposed project does not satisfy each of the following requirements:..."

"...(3) Allowable emissions from the proposed new source or modification will not cause or contribute to a violation of any ambient air quality standard. A new source or modification will be considered to cause or contribute to a violation of an ambient air quality standard when such source or modification would, at a minimum, exceed the significance levels in Table 4a at any locality that does not or would not meet the applicable ambient standard. The impact of a new source or modification may be reduced using offsetting emission reductions or other methods identified in 40 CFR Part 51, Appendix S Sections III and IV. A such that the project no longer causes or contributes to a violation of an ambient air quality standard. A permitting authority may require a cumulative impact analysis to ensure compliance with the above requirements."

The above language borrows heavily from the language of 40 CFR 51.165(b).

I don't know that we need to repeat that major sources also have to comply with the major source permitting requirements found in other sections, which shortens this section somewhat.

If we wanted to add clarity we could also include a sentence like the original 2nd sentence in Section 3:

"If the modeled concentrations of allowable emissions from the proposed new source or modification are at or below the levels in Table 4a, the proposed source does not cause or contribute to a violation of an ambient air quality standard."

Regards,

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