

Notice of Intent to Adopt and Amend Air Quality Regulations and to Revise the State Implementation Plan

In accordance with the provisions of section 4-168(a) of the Connecticut General Statutes (CGS), the Commissioner of the Department of Energy and Environmental Protection (DEEP) hereby gives notice that it proposes to adopt and amend regulations concerning the sulfur content of fuel used in stationary sources of air pollution, under the authority of CGS sections 22a-6 and 22a-174. Upon adoption, the amended and adopted regulations will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to the State Implementation Plan (SIP) for air quality.

Description. DEEP is proposing to:

- Adopt, in new section 22a-174-19b of the Regulations of Connecticut State Agencies (RCSA), fuel sulfur content restrictions for distillate, residual, kerosene and aviation fuels used in all non-mobile equipment for purposes other than heating;
- Eliminate the less stringent fuel sulfur content restrictions of RCSA section 22a-174-19; and
- Remove outdated provisions in RCSA section 22a-174-19a, without changing the current requirements regulating SO₂ emissions from large electric generating units and industrial boilers.

The primary purpose of this proposal is to limit the sulfur content of fuel oils burned in stationary sources to reduce emissions of sulfur dioxide (SO₂), an air pollutant and a contributor to the formation of the pollutant fine particulate matter (PM_{2.5}). The reduction in SO₂ emissions is important to reduce visibility-impairing emissions that contribute to regional haze and protect the public health from the adverse health impacts of SO₂ and PM_{2.5} pollution. This proposal does not regulate the sulfur content of heating oil to which CGS section 16a-21a applies.

Written comments. Interested persons are invited to comment on the proposal. Comments should be submitted no later than October 10, 2013 to Wendy Jacobs, DEEP, Bureau of Air Management, Engineering and Enforcement, 79 Elm Street, Hartford, Connecticut 06106-5127. Comments may be submitted by U.S. Mail or by electronic mail to wendy.jacobs@ct.gov.

Public hearing. In addition to accepting written comments, DEEP will also hold the public hearing described below. Any person giving oral comment at the hearing will be asked to submit a written copy of such comments.

PUBLIC HEARING
October 9, 2013
10:30AM
DEEP, 5th Floor, Holcombe Room
79 Elm Street, Hartford, CT

The proposal described above, a fiscal impact analysis, a small business impact analysis and a statement required by section 22a-6(h) of the Connecticut General Statutes (CGS) are available for public inspection during normal business hours from Wendy Jacobs at the Bureau of Air Management, Engineering and Enforcement, 5th Floor, 79 Elm Street, Hartford, CT. The same documents are posted on [DEEP's website](#). For further information, contact Wendy Jacobs of the Bureau of Air Management at (860) 424-4152 or by electronic mail to wendy.jacobs@ct.gov.

This notice is also required by EPA, pursuant to 40 Code of Federal Regulations 51.102, as a procedural requirement necessary to a SIP revision.

DEEP is an Affirmative Action/Equal Opportunity Employer that is committed to complying with the requirements of the Americans with Disabilities Act. Any person with a disability who may need a communication aid or service may contact DEEP's ADA Coordinator at 860-424-3194 or at deep.hrmed@ct.gov. Any person needing a hearing accommodation may call the State of Connecticut relay number - 711. Any person with limited proficiency in English, who may need information in another language, may contact DEEP's Title VI Coordinator at 860-424-3035 or at deep.aaoffice@ct.gov. ADA or Title VI discrimination complaints may be filed with DEEP's EEO Manager at 860-424-3035 or at deep.aaoffice@ct.gov. Requests for accommodations must be made at least two weeks prior to any agency hearing, program or event.

August 19, 2013
Date

/s/Daniel C. Esty
Commissioner

Submission of Notice of Intent for Website Publication

TO: Office of the Secretary of the State (regulations.sots@ct.gov)
FROM: Merrily A. Gere, Supervising Environmental Analyst
DATE: 20 August 2013
SUBJECT: Notice of Intent to Amend Sections and Adopt a Section of the Air Quality Regulations

Pursuant to CGS section 4-168, please find attached a notice of the Department of Energy and Environmental Protection's intent to take an action to amend and adopt regulations. Please post this notice at your earliest convenience on the website of the Office of the Secretary of the State.

To assist you, I provide the following information about the notice and proposal:

Notice type: Notice of intent
Agency: Department of Energy & Environmental Protection
Subject matter: Sulfur content of fuel (an air quality proposal)
Sections affected: RCSA sections 22a-174-19, -19a and -19b
Public comments close: 10 October 2013

This notice and associated documents will be posted on [DEEP's website](#). The documents have been provided to the web master and should be posted within 48 hours.

Please get in touch with me at 860-424-3416 or merrily.gere@ct.gov if you have questions concerning this notice.