



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

The Commissioner of the Department of Energy and Environmental Protection (DEEP) hereby gives notice of a public hearing as part of a proceeding to amend, adopt and repeal certain regulations concerning control of air pollution during the transfer and dispensing of gasoline. Upon promulgation, the amended, adopted and repealed regulations will be submitted to the U.S. Environmental Protection Agency as a revision to the State Implementation Plan for air quality.

The proposal repeals RCSA section 22a-174-30 to remove Stage II¹ vapor recovery requirements from the Regulations of Connecticut State Agencies (RCSA) so that the regulatory requirements reflect the current status of the state's vapor recovery program as set out in statute.

Connecticut's Stage II vapor recovery program was authorized by section 22a-174e of the Connecticut General Statutes (CGS), as that section was in effect prior to June 18, 2013. In the 2013 legislative session, CGS section 22a-174e was revised by Public Act No. 13-120.² Public Act No. 13-120 mandates the decommissioning of existing Stage II vapor recovery equipment and prohibits the installation of new Stage II vapor recovery equipment at gasoline dispensing facilities (*i.e.*, gas stations).

The proposal consolidates Stage I³ vapor recovery requirements currently in RCSA sections 22a-174-20(b) and 22a-174-30 as new RCSA section 22a-174-30a. New RCSA section 22a-174-30a is drafted to be consistent with the federal requirements for controlling air emissions at gasoline dispensing facilities (40 CFR 63 Subpart CCCCCC). The proposal does not add significant new requirements beyond the federal requirements and the requirements of Public Act No. 13-120.

All interested persons are invited to comment on the proposal. Comments should be submitted no later than 25 July 2014 to Robin D. Baena, DEEP, Bureau of Air Management, Engineering & Enforcement, 79 Elm Street, Hartford, Connecticut 06106-5127. Comments may be submitted by post, facsimile to (860) 424-4064 or by electronic mail to robin.baena@ct.gov.

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.

¹ Stage II vapor recovery systems control vapors during the refueling of vehicles by capturing the gasoline vapors displaced from the vehicles' gas tank and diverting them to the storage tank.

² Public Act No. 13-120, *An Act Concerning Gasoline Vapor Recovery Systems*.
<http://www.cga.ct.gov/2013/ACT/pa/pdf/2013PA-00120-R00HB-06534-PA.pdf>.

³ Stage I vapor recovery systems divert the gasoline vapor displaced from a storage tank during refilling into the tanker compartment of the delivery vehicle.

PUBLIC HEARING
24 July 2014
10 AM
DEEP, 5th Floor, Holcombe Room
79 Elm Street, Hartford, CT

Copies of the proposal described above, the fiscal 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 Robin Baena at the Bureau of Air Management, Engineering & Enforcement, 5th Floor, 79 Elm Street, Hartford, CT. The same documents are posted on DEEP's website at the following location:

http://www.ct.gov/dep/cwp/view.asp?a=2684&q=331220&depNav_GID=1619

For further information, contact Robin Baena of the Bureau of Air Management at (860) 424-4152 or by electronic mail to robin.baena@ct.gov.

DEEP is an Affirmative Action/Equal Opportunity Employer that is committed to complying with the requirements of the Americans with Disabilities Act. Please contact us at (860) 418-5910 or deep.accommodations@ct.gov if you: have a disability and need a communication aid or service; have limited proficiency in English and may need information in another language; or if you wish to file an ADA or Title VI discrimination complaint. Any person needing a hearing accommodation may call the State of Connecticut relay number - 711. Requests for accommodations must be made at least two weeks prior to any agency hearing, program or event.

The authority to adopt the proposal is granted by CGS sections 22a-6, 22a-174 and 22a-174e. This notice is required pursuant to CGS sections 22a-6 and 4-168 and 40 Code of Federal Regulations 51.102.

6/12/14
Date


Robert J. Klee
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: 17 June 2014
SUBJECT: Notice of Intent to Amend, Adopt and Repeal Air Quality Regulations and to Revise the State Implementation Plan

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: Dispensing of gasoline/ Stage I and Stage II vapor recovery
Sections affected: RCSA sections 22a-174-20(b), -30, -30a
Public comments close: 25 July 2014

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.