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# Environmental Update

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## **EPA Designates Portion of Hillsborough County “Nonattainment” for Lead**

**Contact: Brian Accardo**

On November 16, 2010, EPA released its final rule establishing first-round air quality designations for the 2008 lead NAAQS. Publication in the *Federal Register* is forthcoming, and the effective date of the rule will be December 31, 2010. A copy of this document is available at <http://www.epa.gov/leaddesignations/2008standards/documents/2010-11-16/FRNoticePart81PbDesigFinal.pdf>.

The final rule, which is based on 2007 to 2009 air quality monitoring data, designates 16 areas of the country as “nonattainment” for lead. The only area in Florida is the portion of Hillsborough County 1.5 km from a facility located at 1901 North 66<sup>th</sup> Street in Tampa. EPA is deferring final designation decisions on all other areas of the country until October 2011 so that additional lead air quality data can be collected and evaluated.

Florida must submit to EPA its SIP, which should be simple since the facility has already been re-designed and re-permitted to address the issue, to provide for attainment of the NAAQS in the designated area by June 30, 2012. Industrial facilities within the nonattainment area, if any, will be subject to nonattainment new source review requirements.

## **EPA Issues GHG Guidance on PSD and Title V Permitting**

**Contact: Robert Manning**

On November 17, 2010, EPA published notice of its Draft guidance document titled “PSD and Title V Permitting Guidance for Greenhouse Gases.” 75 Fed. Reg. 70254. This 97-page Guidance and related materials cover PSD applicability, BACT analysis (including separate White Papers on GHG Control Measures for 7 industry sectors), other PSD requirements and Title V considerations related to GHGs. These documents can be found at <http://www.epa.gov/regulations/guidance/byoffice-oar.html>. **EPA is accepting comments on this information until December 1, 2010**, so that they can finalize it before the GHG permitting requirements begin on January 2, 2011.

## **EPA Extends Comment Period on Review of Secondary NO<sub>x</sub> and SO<sub>x</sub> Standard**

**Contact: Robert Manning**

On November 17, 2010, EPA announced that it is extending the public comment period regarding its review of the secondary national ambient air quality standard for NO<sub>x</sub> and SO<sub>x</sub>. 75 Fed. Reg. 70258. **The comment deadline is now November 26, 2010**, extended from November 12. The primary document being reviewed is EPA’s Policy Assessment paper, published in the Federal Register on September 21, 2010 (75 Fed. Reg. 57463).