

ORIGINAL

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BEFORE THE WEST VIRGINIA DEPARTMENT OF
ENVIRONMENTAL PROTECTION
DIVISION OF AIR QUALITY

In re: 45CSR39 - CONTROL OF ANNUAL NITROGEN
 OXIDES EMISSIONS

Transcript of proceedings had at a public hearing in the above-styled matter taken at the West Virginia Department of Environmental Protection, Division of Air Quality, Conference Room, 601 57th Street, S. E. Charleston, West Virginia, commencing at 6:12 p.m., on the 6th day of July, 2015, pursuant to notice.

MISSY L. YOUNG, C.C.R.
POST OFFICE BOX 13622
SISSONVILLE, WEST VIRGINIA 25360
304-539-6192

P R O C E E D I N G S

MS. JENNINGS: This public hearing will now come to order on this 6th day of July 2015, at the West Virginia Department of Environmental Protection Headquarters. Comments and testimony will be accepted until the close of this hearing and will be made part of the rulemaking record. Any relevant question regarding revisions to the rules will be included with your comments, and any such question will be addressed as part of the response to comments in the rulemaking record.

The purpose of this public hearing is to satisfy state rulemaking requirements by accepting comments on proposed revisions to rule 45CSR39 - *Control of Annual Nitrogen Oxides Emissions*. The annual CAIR NOx, rule is to be repealed. Upon authorization and promulgation of 45CSR39, the Division will submit the rule to the EPA as a revision to the State Implementation Plan pursuant to the federal Clean Air Act.

The floor is now open for comments.

There being nothing further, this public hearing for proposed rule 45CSR39 is concluded.

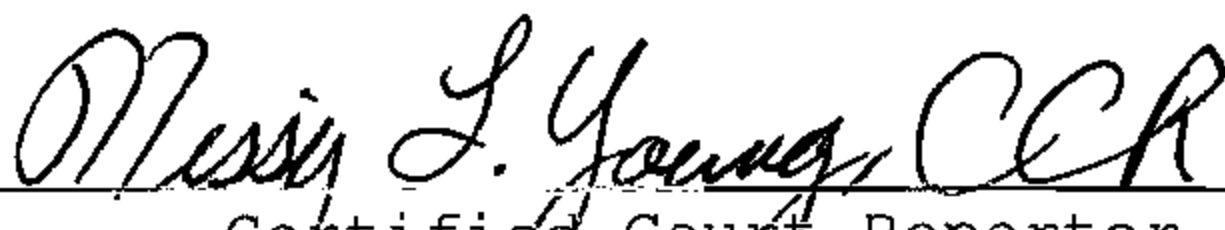
(WHEREUPON, the hearing was
concluded at 6:32 p.m.)

STATE OF WEST VIRGINIA,

COUNTY OF KANAWHA, to-wit:

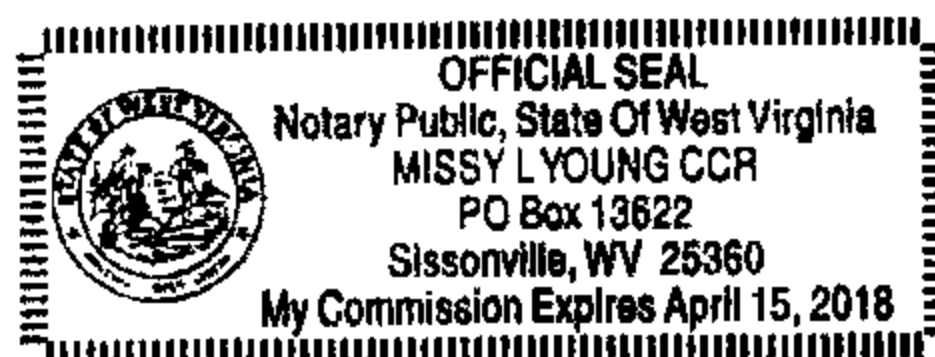
I, the undersigned, Missy L. Young, a
Certified Court Reporter and Notary Public within and for
the State of West Virginia, duly commissioned and
qualified, do hereby certify that the foregoing, was taken
to the best of my skill and ability, a true and accurate
transcript of all the proceedings had in the aforementioned
matter.

Given under my hand and official seal this
8th day of July 2015.



Certified Court Reporter
Notary Public for the State of West Virginia

My commission expires April 15, 2018.





west virginia department of environmental protection

SIGN-IN SHEET

Public Hearing on proposed 2016 Division of Air Quality Rules 45CSR16, 45CSR18, 45CSR25, 45CSR34, 45CSR39, 45CSR40, and 45CSR41.

July 6, 2015, 6:00 p.m.

The Department of Environmental Protection asks for the information below so that agency staff may provide responses and information about decisions to you. The information you voluntarily provide on this sheet becomes part of the public record related to this topic and may be released if requested under the Freedom of Information Act.

Name (please print)	Address	Organization	Phone	E-mail	Comment Y/N
Jon Moser	WV DEP				N
Jake Glance	WV DEP				N
Laura Jennings	WV DEP				N
Cami Gratephew	WV Enviro Council	E	543-5811		
Sean W. Morrison	.	WCHS/WVATH			
Elbert Masley		WOWK	(304) 720-6559		
Dave Lausky	Spilner Thoman	Spilner	304 552 6658	dylaussy@spilnerlaw.com	N

Promoting a healthy environment.

45CSR39

CONTROL OF ANNUAL NITROGEN OXIDES EMISSIONS

RESPONSE TO COMMENTS

On June 5, 2015, the Division of Air Quality (DAQ) commenced a thirty day public comment period and subsequently held a public hearing on July 6, 2015 to accept oral comments on proposed revisions to legislative rule 45CSR39. Written comments were also accepted through 6:00 PM on Monday, July 6, 2015. No commenter submitted written comments regarding proposed revisions to rule 45CSR39, and no commenter provided relevant verbal comment.