

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

In re: 45CSR34 - *EMISSION STANDARDS FOR
HAZARDOUS AIR POLLUTANTS*

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.
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SISSONVILLE, WEST VIRGINIA 25360
304-539-6192**

P R O C E E D I N G S

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

11 The purpose of this public hearing is to satisfy
12 state rulemaking requirements by accepting comments on
13 proposed revisions to rule 45CSR34 - *Emission Mission*
14 *Standards for Hazardous Air Pollutants*. This rule
15 incorporates and adopts national emission standards for
16 hazardous air pollutants and other regulatory requirements
17 promulgated by the EPA pursuant to the federal Clean Air
18 Act. Promulgation of this rule is necessary for the State
19 to fulfill its responsibilities under the Clean Air Act,
20 and will enable the Department of Environmental Protection
21 to continue to be the primary enforcement authority for
22 such national emission standards promulgated by the EPA.
23 Revisions to the rule included annual incorporation of

1 federal counterpart regulations. The rule incorporates by
2 reference the National Emission Standards for Hazardous Air
3 Pollutants promulgated by EPA under 40 CFR Part 63,
4 effective June 1, 2015.

5 The floor is now open for comments.

6 There being nothing further, this public hearing
7 for proposed rule 45CSR34 is concluded.

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

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STATE OF WEST VIRGINIA,
COUNTY OF KANAWHA, to-wit:

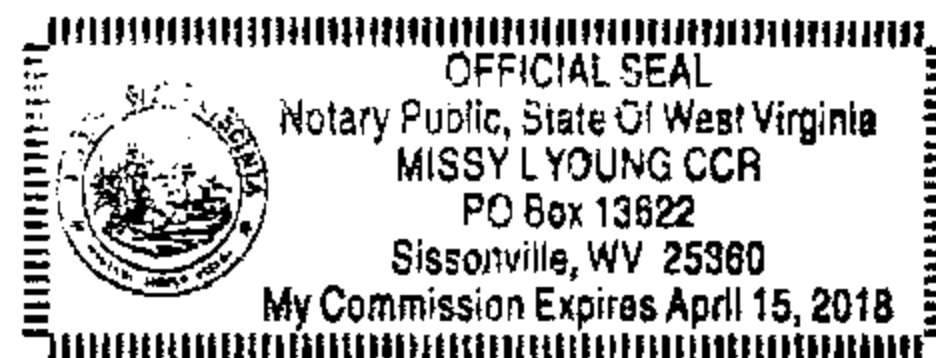
I, the undersigned, Missy L. Young, a Certified Court Reporter and Notary Public within and for the State of West Virginia, duly commissioned and qualified, do hereby certify that the foregoing, was taken to the best of my skill and ability, a true and accurate transcript of all the proceedings had in 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 Grateplewis	WV Enviro Council	E	543-5811		
Sean W. Morrison	.	WCHS/WVATH			
Elbert Masley		WOWK	(304) 720-6519		
Dave Lausky	Spilner Thoman	Spilner	304 552 6658	dylaussy@ spilnerlaw.com	N

45CSR34

EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS

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 45CSR34. Written comments were also accepted through 6:00 PM on Monday, July 6, 2015. No commenter submitted written comments regarding proposed revisions to rule 45CSR34, and no commenter provided relevant verbal comment.