

# Small Business Compliance Advisory Committee

to the Pennsylvania Department of Environmental Protection

PO Box 8468

Harrisburg, PA 17105-8468

January 24, 2018

Honorable Patrick McDonnell  
Secretary  
Department of Environmental Protection  
Rachel Carson State Office Building  
P.O. Box 2063  
Harrisburg, PA 17105-2063

Re: Final Rulemaking for Control of VOC Emissions from Industrial Cleaning Solvents; General Provisions; Aerospace Manufacturing and Rework; and Additional RACT Requirements for Major Sources of NO<sub>x</sub> and VOCs (RACT 2) (*25 Pa. Code* Chapters 121 and 129)

Dear Secretary McDonnell:

On January 24, 2018, the Small Business Compliance Advisory Committee (Committee) discussed the final rulemaking draft Annex A to amend *25 Pa. Code* Chapters 121 and 129 (relating to general provisions; and standards for sources). The final rulemaking draft Annex A adds provisions to Chapter 129 at § 129.63a to reduce volatile organic compound (VOC) emissions from the use and application of industrial cleaning solvents not regulated elsewhere in Chapter 129. These industrial cleaning solvents are used to remove a contaminant, including an adhesive, ink, paint, dirt, soil, oil, grease or the like, from a cleaning unit operation production-related work area or from a part, product, tool, machinery, equipment, vessel, floor, wall or the like.

The amendments for industrial cleaning solvents are designed to meet the Clean Air Act “reasonably available control technology” (RACT) requirements for ozone nonattainment areas. The VOC emission limits and work practice standards are consistent with the recommendations of the United States Environmental Protection Agency set forth as RACT in the 2006 Control Techniques Guidelines for Industrial Cleaning Solvents.

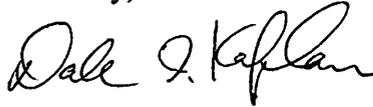
The final rulemaking draft Annex A also includes revisions to §§ 121.1 and 129.73 (relating to definitions; and aerospace manufacturing and rework). The definition of “cleaning solvent” in § 121.1 is amended to add a missing comma. Existing language for aerospace manufacturing and rework in § 129.73 is revised to correct a numbering error in Table II.

Clarifying amendments have been added to §§ 129.96, 129.97, 129.99, and 129.100 under Additional RACT Requirements for Major Sources of NO<sub>x</sub> and VOCs (RACT 2) to update the VOC presumptive RACT regulations for which RACT 2 does not apply. RACT 2 was promulgated April 23, 2016 (46 Pa. B. 2036).

The Committee requests that the Department's compliance assistance plan include broad outreach to members of the affected community that have not been previously regulated.

The Committee voted 6-0-0 to concur with the Department's recommendation to present the final rulemaking amendments to the Environmental Quality Board for consideration for adoption and publication as a final rulemaking.

Sincerely,

A handwritten signature in black ink, appearing to read "Dale I. Kaplan". The signature is fluid and cursive, with the first name "Dale" being the most prominent.

Dale I. Kaplan  
Chair

cc: Krishnan Ramamurthy, Director, PA DEP BAQ  
Randy Bordner, PA DEP BAQ  
Susan Hoyle, PA DEP BAQ  
Susan Foster, PA DEP BAQ  
Nancy Herb, PA DEP BAQ  
Jesse Walker, PA DEP BRC