

Small Business Compliance Advisory Committee

to the Pennsylvania Department of Environmental Protection

PO Box 8468

Harrisburg, PA 17105-8468

April 27, 2016

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

Re: Proposed Rulemaking for Control of VOC Emissions from Industrial Cleaning Solvents and Aerospace Manufacturing and Rework (*25 Pa. Code*, Chapters 121 and 129)

Dear Secretary Quigley:

On April 27, 2016, the Small Business Compliance Advisory Committee (Committee) discussed the proposed rulemaking draft Annex A to amend *25 Pa. Code*, Chapters 121 and 129 (relating to general provisions; and standards for sources). The proposed 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 proposed to meet the Clean Air Act “reasonably available control technology” (RACT) requirements for ozone nonattainment areas. The proposed 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 Committee previously considered the proposed rulemaking draft Annex A for industrial cleaning solvents on April 23, 2014. Changes to the draft Annex A language for industrial cleaning solvents have been made to address concerns for flexibility for small businesses expressed by the Committee during its previous review of the draft Annex A.

The proposed rulemaking draft Annex A also includes revisions to §§ 121.1 and 129.73. 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.

The Committee voted unanimously to concur with the Department's recommendation to present the proposed rulemaking amendments to the Environmental Quality Board for consideration for adoption and publication as a proposed rulemaking for public comment.

Sincerely,



Dale I. Kaplan
Chair

cc: Joyce Epps, Director, PA DEP BAQ
Susan Hoyle, PA DEP BAQ
Susan Foster, PA DEP BAQ
Nancy Herb, PA DEP BAQ
Kristen Furlan, PA DEP BRC