

Citizens Advisory Council

to the Department of Environmental Protection

P.O. Box 8459 ■ Rachel Carson State Office Building
Harrisburg, PA 17105-8459 ■ 717-787-4527 ■ Fax 717-787-2878

November 21, 2008

Joyce E. Epps, Esquire
Director, Bureau of Air Quality
Department of Environmental Protection
P. O. Box 8468
12th Floor Rachel Carson State Office Building
Harrisburg, PA 17105

COPY

RE: Final-Form Rulemaking: Interstate Pollution Transport Reduction
Emissions of NO_x from Cement Manufacturing
25 PA Code Chapter 145, Subchapter C

Dear Ms. Epps:

On October 27, 2008, the Citizens Advisory Council's Air Committee and Bureau of Air Quality staff discussed changes to the draft final-form rulemaking for cement kilns. The changes are the result of public comments and vacatur of the Clean Air Interstate Rule, which deals with NO_x emissions.

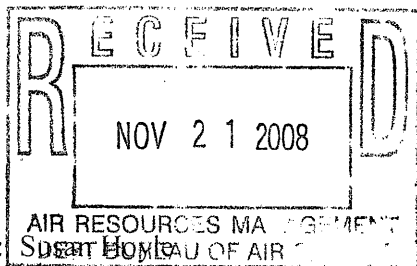
The Committee appreciates the Bureau's review and explanation of the changes, and has no major objections to the rulemaking. However, it should be noted that when the proposed rulemaking was first discussed with the Bureau last year, the Air Committee and the Air Quality Technical Advisory Committee both raised a concern over allowing system-wide averaging as a means of compliance demonstration. That same concern was again voiced by several members of AQTAC when they reviewed the final rulemaking on October 30, 2008. The Air Committee recommends that the Bureau clarify this issue when the rulemaking goes before the EQB.

On November 18, the Citizens Advisory Council, on the recommendation of the Air Committee, voted to concur with forwarding the cement kilns rulemaking to the Environmental Quality Board with the above caveat. Please note that this action in no way indicates or dictates the final votes of our representatives to the EQB when the final rulemaking is presented early next year.

Council thanks the Bureau for providing regular updates on air issues, policies and regulations, and looks forward to future discussions. If you have any questions, please contact Sue Wilson, Council's Executive Director, at 787-4527.

Sincerely,

Richard J. Manfredi
Chair, Citizens Advisory Council



cc: Susan Boyle
Jane Mahinske