

Small Business Compliance Advisory Committee

to the Pennsylvania Department of Environmental Protection

PO Box 8468

Harrisburg, PA 17105-8468

October 23, 2019

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

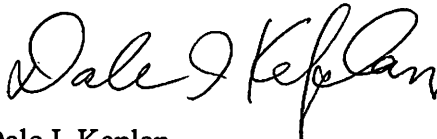
Re: Final-form Rulemaking to Revise the Maximum Allowable Sulfur Content Limit for No. 2 and Lighter Commercial Fuel Oil (25 Pa. Code Chapter 123)

Dear Secretary McDonnell:

On October 23, 2019, this Committee discussed the final-form rulemaking draft Annex A to amend 25 Pa. Code § 123.22 (relating to combustion units) to reduce the maximum allowable sulfur content limit for No. 2 and lighter commercial fuel oil, generally sold for and used in residential and commercial furnaces and oil heat burners for home or space heating, water heating, or both, from the current limit of 500 parts per million (ppm) of sulfur to 15 ppm. The final-form rulemaking requires No. 2 fuel oil offered for sale, delivered for use, exchanged in trade, or used in this Commonwealth to meet the new sulfur limit on and after September 1, 2020. This reduction will address regional haze and visibility impairment impacting Federal Class I areas, improve visibility impairment in urban and rural areas of the Commonwealth, and contribute to the protection of public health and welfare.

The Committee voted 7-0-0 (yes/no/abstain) to concur with the Department's recommendation to present this final-form rulemaking to the Environmental Quality Board for consideration for adoption as a final-form rulemaking.

Sincerely,



Dale I. Kaplan
Chair

cc: Viren Trivedi, Acting Director, PA DEP BAQ
Susan Foster, PA DEP BAQ
Susan Hoyle, PA DEP BAQ
Nancy Herb, PA DEP BAQ
Lucas Hershey, PA DEP BAQ
Bryan Oshinski, PA DEP BAQ