

Appendix D

Public Notice Report,
Comments Received and Responses

(This page intentionally left blank)

Public Notice Report

For the Section 110(a)(1) Maintenance Plan for the 1997 8-Hour Ozone Standard for Greensboro/Winston-Salem/High Point 1-Hour Ozone Maintenance Area

On February 25, 2011, a draft version of the North Carolina Section 110(a)(1) maintenance plan for the 1997 8-hour ozone standard for Greensboro/Winston-Salem/High Point 1-hour ozone maintenance area (referred to as the Triad area) was submitted to the U. S. Environmental Protection Agency (USEPA). A request for public hearing, in accordance with 40 CFR 51.102, and the public comment period were noticed in the local newspapers on Wednesday, March 2, 2011. The public comment period was open from March 2, 2011 through April 1, 2011. No request for public hearing was received and the public comment period elicited comments from the USEPA.

Background

Section 110(a)(1) of the Clean Air Act requires that each state adopt and submit to the USEPA a plan which provides for implementation, maintenance and enforcement of primary standards for all areas within the state. The USEPA stated that a 110(a)(1) maintenance plan is required for those areas that are designated as attainment/unclassifiable for the 1997 8-hour ozone standard and are designated as attainment for the 1-hour ozone standard with an approved maintenance plan. The Triad area meets these conditions and therefore North Carolina is required to submit a 110(a)(1) maintenance plan for the area. The requirements of the maintenance plan include an attainment emissions inventory, a maintenance demonstration with a future inventory year, a commitment to continue ambient air quality monitoring, a contingency plan to ensure that any violations of the 1997 8-hour ozone standard is promptly corrected and verification of a continued attainment tracking mechanism.

Summary of Public Notice and Comment Period

The public comment period was open from March 2, 2011 through April 1, 2011. The only comments received were from the USEPA, which are attached following this report along with the NCDAQ's response to comments. The comments were minor and will be addressed in the final submittal.

Conclusions

The NCDAQ believes it has adequately addressed the USEPA's comments. The NCDAQ will be moving forward with the final submittal to the USEPA of the North Carolina Section 110(a)(1) maintenance plan for the 1997 8-hour ozone standard for Greensboro/Winston-Salem/High Point 1-hour ozone maintenance area.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

APR 01 2011

4APT-APB

Ms. Sheila C. Holman
Director
North Carolina Department of Environment
And Natural Resources
Division of Air Quality
1641 Mail Service Center
Raleigh, North Carolina 27699-1641

Dear Ms. Holman:

Thank you for your letter dated February 25, 2011, transmitting a prehearing draft of the Section 110(a)(1) maintenance plan for the 1997 8-Hour Ozone Standard for the Greensboro/Winston-Salem/High Point, North Carolina (Triad) 1-hour ozone maintenance area, with comment due by close of business on April 1, 2011. We have completed our review of the submittal and offer the following comments on the prehearing draft in the enclosure.

We look forward to continuing to work with you and your staff. If you have any questions, please contact Ms. Lynorae Benjamin, Chief, Regulatory Development Section at (404) 562-9040, or have your staff contact Ms. Nacosta C. Ward at (404) 562-9140.

Sincerely,

Richard A. Schutt
Chief
Air Planning Branch

Enclosure

Internet Address (URL) • <http://www.epa.gov>
Recycled/Recyclable • Printed with Vegetable Oil Based Inks on Recycled Paper (Minimum 30% Postconsumer)

Enclosure - Comments on the 110(a)(1) 8-hour Ozone Maintenance Plan for the Triad Area

1. Page 5 - Last paragraph

While the document clearly states that ozone is formed by oxides of nitrogen (NO_x) and volatile organic compounds (VOCs) and NO_x and VOC data are provided, on page 5, the document states that the Triad point "...sources have a potential to emit more than 5 tons per year of a criteria pollutant from a single facility." We suggest that this be revised to read "...criteria pollutant or its precursors..." for clarity.

2. Page 12

The May 20, 2005, EPA 110(a)(1) Maintenance Plan Guidance (Appendix A of the Triad submittal) states (page 7, item number 11)

"...The contingency plan should ensure that the contingency measures are adopted expeditiously once they are triggered. Consistent with the manner in which EPA has interpreted the analogous requirements for contingency measures in section 175A, EPA believes that the SIP **should contain an enforceable commitment to adopt and implement the contingency measures in a timely fashion once they are triggered. To do so, the plan should clearly identify the measures to be adopted** and a schedule and procedure for the adoption and implementation, and a specific time limit for action by the State. The schedule for adoption and implementation should be as expeditious as practicable, but no longer than 24 months. The State should also identify specific indicators, or triggers, which will be used to determine when the contingency measures need to be adopted and implemented."

The Triad 110(a)(1) maintenance plan provides various triggers and control measures that will be considered if triggered. The plan also states that the State will finish sufficient analyses by May 1 of the year following the ozone season in which the trigger was activated, with rule adoption to follow, and implementation of necessary rules by the following January. However, the plan does not commit to implementation of at least one of the contingency measures listed if a primary or secondary trigger is activated. The primary trigger is a violation of the 1997 8-hour NAAQS. A commitment for an analysis of measures is not sufficient to meet the guidance. We suggest that the plan be revised or clarification be provided to commit to implementation of at least one contingency measure should it be triggered.



North Carolina Department of Environment and Natural Resources

Division of Air Quality

Sheila C. Holman

Director

Beverly Eaves Perdue
Governor

Dee Freeman
Secretary

April 13, 2011

Richard A. Schutt
Air Planning Branch, Chief
USEPA Region 4
Atlanta Federal Center
61 Forsyth Street, SW
Atlanta, GA 30303-8960

Dear Mr. Schutt:

Thank you for your letter dated April 1, 2011, transmitting the United States Environmental Protection Agency (USEPA) Region 4's comments on the pre-hearing draft Section 110(a)(1) Maintenance Plan for the 1997 8-Hour Ozone Standard for Greensboro/Winston-Salem/High Point 1-Hour Ozone Maintenance Area. This letter is to provide the North Carolina Division of Air Quality's (NCDAQ's) response to those comments.

The first comment asked that NCDAQ clarify on page 5 that the sources are required to obtain a permit for sources that have a potential to emit more than five tons per year of not only a criteria pollutant but also a criteria pollutant's precursors. The NCDAQ has made the suggested change.

The second comment suggested that on page 12 the plan be revised or a clarification be provided to commit to implement at least one control measure should the contingency plan be triggered. The NCDAQ has added the following paragraph to the contingency plan to address this suggestion:

The NCDAQ commits to implement within twenty-four months, or as expeditiously as practicable, at least one of the control measures listed above, or other contingency measures that may be determined to be more appropriate based on the analysis performed.

Thank you for your review of the pre-hearing draft. We look forward to working with the USEPA Region 4 during your review of the final Section 110(a)(1) maintenance plan submittal. If you should have any questions, please contact Laura Boothe of my staff at (919) 733-1488 or laura.boothe@ncdenr.gov.

Sincerely,


for Sheila C. Holman

SCH/lab

cc: Michael Abraczinskas
Laura Boothe
Lynorae Benjamin

1641 Mail Service Center, Raleigh, North Carolina 27699-1641
2728 Capital Blvd., Raleigh, NC 27604
Phone: 919-733-3340 \ FAX: 919-715-7175 \ Internet: www.daq.state.nc.us/

An Equal Opportunity \ Affirmative Action Employer

One
North Carolina
Naturally

Winston-Salem Journal**Advertising Affidavit**FILE
COPY

Account Number

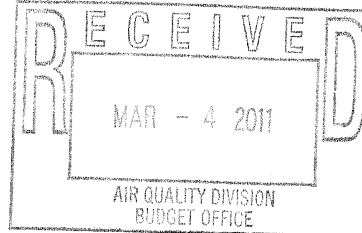
3456378

Winston-Salem Journal
P.O Box 3159
Winston-Salem, NC 27102

Date

March 01, 2011

NCDENR - DIVISION OF AIR QUALITY
 ATTN: MS. BIANCA BIGELOW
 1641 MAIL SERVICE CENTER
 RALEIGH, NC 27699-1641



| Date | Category | Description | Ad Size | Total Cost |
|------------|---------------|---|----------|------------|
| 03/01/2011 | Legal Notices | PUBLIC NOTICE NORTH CAROLINA DEPARTMENT | 1 x 71 L | 515.00 |

PUBLIC NOTICE**NORTH CAROLINA DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES**

PURPOSE: The North Carolina Department of Environment and Natural Resources, Division of Air Quality (NCDAQ), hereby gives notice regarding its Pre-Hearing Draft Section 110(a)(1) Maintenance Plan for the 1997 8-Hour Ozone Standard for Greensboro/ Winston-Salem/ High Point 1-Hour Ozone Maintenance Area dated February 25, 2011. Persons wishing to submit written comments or request a public hearing regarding the "110(a)(1) Maintenance Plan" are invited to do so.

COMMENT PROCEDURES: Any person wishing to comment may submit a written statement for inclusion in the record of proceedings regarding the 110(a)(1) Maintenance Plan. Written comments should be postmarked no later than April 1, 2011 and addressed to Laura Boothe, Division of Air Quality, 1641 Mail Service Center, Raleigh, North Carolina 27699-1641.

REQUESTS FOR A PUBLIC HEARING: Requests for a public hearing must be in writing and include a statement supporting the need for such a hearing, an indication of your interest in the subject, and a brief summary of the information intended to be offered at such hearing. A public hearing will be scheduled if requested. A separate notice will be published for the hearing including the date, time and location. Written requests for a public hearing should be postmarked no later than April 1, 2011 and addressed to Laura Boothe, Division of Air Quality, 1641 Mail Service Center, Raleigh, North Carolina 27699-1641.

INFORMATION: Copies of the 110(a)(1) Maintenance Plan may be downloaded at http://www.ncair.org/planning/nc_slip.shtml or by contacting:

Laura Boothe
 Division of Air Quality
 1641 Mail Service Center
 Raleigh, NC 27699-1641
 Phone: (919) 733-1488
 Fax: (919) 715-7476
daq.publiccomments@ncmail.net
 (Note: In the subject line type "110(a)(1) Maintenance Plan")

The 110(a)(1) Maintenance Plan may be reviewed at the office of the North Carolina Department of Environment and Natural Resources, Division of Air Quality, located in:

Raleigh Central Office, 919-733-1115
 Planning Section, 336-771-5000
 Winston-Salem Regional Office, 336-771-5000

The Supplemental Package may also be reviewed at the office of the Forsyth County Environmental Affairs, 336-703-2440

Date: 2/25/11 Sheila C. Holman, Director

WSJ: March 1, 2011

Media General Operations, Inc.

Publisher of the
Winston-Salem Journal
Forsyth County

Before the undersigned, a Notary Public of Forsyth County, North Carolina, duly commissioned, qualified, and authorized by law to administer oaths, personally appeared S.A. Bragman, who by being duly sworn deposes and says: that she is the Assistant Controller of the Winston-Salem Journal, engaged in the publishing of a newspaper known as Winston-Salem Journal, published, issued and entered as second class mail in the City of Winston-Salem, in said County and State: that she is authorized to make this affidavit and sworn statement: that the notice or other legal advertisement, a true copy of which is attached hereto, was published in the Winston-Salem Journal on the following dates:

03/01/2011

and that the said newspaper in which such notice, paper document, or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This 1th day of March, 2011

(signature of person making affidavit)

Sworn to and subscribed before me, this 1th day of March, 2011

(Notary Public)

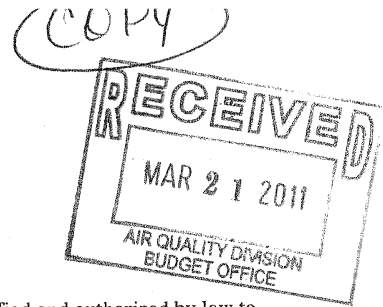
My Commission expires Sept. 28, 2015

KIMALEY JOHNSON
 NOTARY PUBLIC
 FORSYTH COUNTY
 STATE OF NORTH CAROLINA
 MY COMMISSION EXPIRES 9-28-2015

THIS IS NOT A BILL. PLEASE PAY FROM INVOICE. THANK YOU

News & Record

Published by
News & Record, Inc.
Greensboro, North Carolina



AFFIDAVIT OF

North Carolina, Guilford County

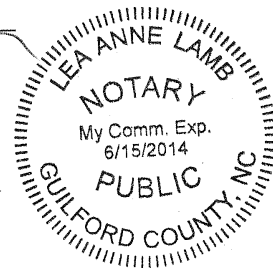
Before the undersigned, a Notary Public of said County and State, duly commissioned, qualified and authorized by law to administer oaths, personally appeared the Publisher's Representative who being first duly sworn, deposed and says:

1. That he/she is the Publisher's Representative of the Greensboro News & Record, Inc. a corporation, engaged in the publication of newspapers known as "News & Record", published, issued and entered as second class mail in the City of Greensboro in said County and State.
2. That he/she is authorized to make this affidavit and sworn statement; that the notice or other legal advertisement, a copy of which is attached hereto, was published in the News & Record on the dates listed below.
3. That the said newspaper (or newspapers) in which such notice, paper, document, or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

Publisher's Representative

Sworn to and subscribed before me, this 4 day of March, 2011

Notary Public



| Name | Ad # | Date | Edition | Class | PO | Ad Copy |
|-------------------------|----------|----------|---------------|-------|--------------|------------------------------------|
| NC DENR DIV AIR QUALITY | 34168337 | 02/27/11 | News & Record | 400 | 100(a)(l) Ma | NORTH CAROLINA DEPARTMENT OF ENVIR |

REC'D AIR RECORDS MGMT
MAR 21 11

**NORTH CAROLINA DEPARTMENT
OF ENVIRONMENT & NATURAL
RESOURCES****PUBLIC NOTICE**

PURPOSE: The North Carolina Department of Environment and Natural Resources, Division of Air Quality (NCDAQ), hereby gives notice regarding its Pre-Hearing Draft Section 110(a)(1) Maintenance Plan for the 1997 8-Hour Ozone Standard for Greensboro/Winston-Salem/High Point 1-Hour Ozone Maintenance Area dated February 25, 2011. Persons wishing to submit written comments or request a public hearing regarding the "110(a)(1) Maintenance Plan" are invited to do so.

COMMENT PROCEDURES: Any person wishing to comment may submit a written statement for inclusion in the record of proceedings regarding the 110(a)(1) Maintenance Plan. Written comments should be postmarked no later than April 1, 2011 and addressed to Laura Boothe, Division of Air Quality, 1641 Mail Service Center, Raleigh, North Carolina 27699-1641.

REQUESTS FOR A PUBLIC HEARING: Requests for a public hearing must be in writing and include a statement supporting the need for such a hearing, an indication of your interest in the subject, and a brief summary of the information intended to be offered at such hearing. A public hearing will be scheduled if requested. A separate notice will be published for the hearing including the date, time and location. Written requests for a public hearing should be postmarked no later than April 1, 2011 and addressed to Laura Boothe, Division of Air Quality, 1641 Mail Service Center, Raleigh, North Carolina 27699-1641.

INFORMATION: Copies of the 110(a)(1) Maintenance Plan may be downloaded at

http://www.ncair.org/planning/nc_sip.sh or by contacting:

Laura Boothe
Division of Air Quality
1641 Mail Service Center
Raleigh, NC 27699-1641
Phone: (919) 733-1488
Fax: (919) 715-7476

(Note: In the subject line type "110(a)(1) Maintenance Plan")

The 110(a)(1) Maintenance Plan may be reviewed at the office of the North Carolina Department of Environment and Natural Resources, Division of Air Quality, located in:

Raleigh Central Office,
Planning Section 919-733-1115

Winston-Salem
Regional Office 336-771-5000

The Supplemental Package may also be reviewed at the office of the Forsyth County Environmental Affairs 336-703-2440

Date: 2/25/2011
Sheila C. Holman, Director

Ad shown is not actual print size