

DEPARTMENT OF NATURAL RESOURCES  
ENVIRONMENTAL PROTECTION DIVISION

**NOTICE OF PUBLIC HEARING AND PROPOSED AMENDMENTS**  
**TO GEORGIA'S RULES FOR AIR QUALITY CONTROL**  
**CHAPTER 391-3-1**

**TO ALL INTERESTED PERSONS AND PARTIES:**

Notice is hereby given that, pursuant to the authority set forth below, the Environmental Protection Division (hereinafter, "EPD") of the Georgia Department of Natural Resources proposes Amendments to Georgia's Rules for Air Quality Control, Chapter 391-3-1 (hereinafter, "the proposed Air Rule Amendments"). The Director of EPD certifies that the revision of these rules are required to comply with Sections 110(a)(2)(F) and 110(a)(2)(H) and to exercise authority approved and/or delegated by the U.S. Environmental Protection Agency to implement Sections 110(a)(2)(C), 112, 161, 172(c)(5), and 173 and Title V of the Clean Air Act. The proposed Air rule amendments are described below:

**Rule 391-3-1-.01(cccc)**, the definition of "**Synthetic minor permit**," is amended to specify that synthetic minor permits may be federally enforceable or enforceable as a practical matter. Note: For a limit to be "enforceable as a practical matter," the limit must be both legally enforceable and practically enforceable. That is, the permitting agency must be able to determine that the source is actually complying with the permit limit. This often requires record-keeping, monitoring, and reporting requirements verifying self-imposed limitations on emissions. For a limit to be "federally enforceable," the limit must also go through public notice and comment.

**Rule 391-3-1-.01(nnnn)**, the definition of "**Procedures for Testing and Monitoring Sources of Air Pollutants**" is amended to reference the most recent revision of the manual.

**Rule 391-3-1-.02(4)**, "**Ambient Air Standards**," is being revised to update the ambient air standards for Sulfur Dioxide and Nitrogen Dioxide to be consistent with the federal standards.

**Rule 391-3-1-.02, Subparagraph (9)b**, "**Emission Standards for Hazardous Air Pollutants**" is updated with the latest amendment dates of the existing rules incorporated into the Georgia Rules by reference and to make minor changes to ensure consistency between the State and Federal programs.

**Rule 391-3-1-.03(11)**, "**Permit by Rule**," is being amended to revise the applicability provisions of each of the eleven permit by rule standards from sources without "federally enforceable" permit conditions to sources without conditions "that are federally enforceable or enforceable as a practical matter."

This notice, together with an exact copy of the proposed Air rule amendments, a synopsis, and a statement of rationale of the rule revisions, is being provided to all persons who have requested in writing that they be placed on a notification list. These documents may be viewed at <http://gaepd.org/environet/1> or during normal business hours of 8:00 a.m. to 4:30 p.m. at the Georgia Environmental Protection Division, Air Protection Branch, 4244 International Parkway, Suite 120, Atlanta, Georgia 30354. Copies may also be requested by contacting the Air Protection Branch at 404/363-7000 or the Environmental Protection Division Director's Office at 1-888-373-5947.

To provide the public an opportunity to comment upon and provide input into the proposed Air rule amendments, a public hearing will be held at 3:00 p.m. on April 11, 2011, in the EPD Training Center located at 4244 International Parkway, Suite 116, Atlanta, Georgia 30354. At the hearing, anyone may present data, make a statement, comment, or offer a viewpoint or argument either orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously-recorded messages, must be submitted in writing for the official record. Oral statements should be concise.

Written comments are welcomed. To insure their inclusion in EPD's package for the Board of Natural Resources, written comments should be received by close of business on May 9, 2011. Written comments may be emailed to [EPDComments@dnr.state.ga.us](mailto:EPDComments@dnr.state.ga.us) or sent via regular mail addressed to: Branch Chief, Air Protection Branch, 4244 International Parkway, Suite 120, Atlanta, Georgia, 30354.

The proposed Air rule amendments will be considered for adoption by the Board of Natural Resources at its meeting at 9:00 a.m. on June 29, 2011, in the DNR Board Room located at 2 Martin Luther King, Jr. Drive, Suite 1252, East Tower, Atlanta, Georgia 30334. The meeting is open to the public.

The proposed Air rule amendments are proposed for adoption pursuant to authority contained in Georgia Air Quality Act (O.C.G.A. Section 12-9-1 et. seq.). For further information, contact the Air Protection Branch at 404/363-7000.