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From: Squires, Donald (DEP)

Sent: Tuesday, November 06, 2001 5:44 PM

To: Seidman, Nancy (DEP)

Subject: draft reg comment

I haven't gotten very far into the RAP draft, but one comment.

In applicability it refers to "major source review under the Clean Air Act, 40 CFR 51"

I think this should be "not subject to Prevention of Significant Deterioration (40 CFR 52.21 or state citation) or Non-Attainment New Source Review (citation, if the area is subject to this requirement)".

Our (and several other states) PSD program is a delegated program, so we implement 52.21.

States that have adopted programs were adopted under 51.165 (PSD) and 51.166 (non-attainment). There may even be a few states that somehow still use the old 51 Appendix S (I think that is the cite for the Offset Interpretive Ruling).

For Intra-Agency Policy Development

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