

## **PUBLIC NOTICE**

**Title of Rule:** Control of VOC Emissions from Fiberglass Boat Manufacturing

**Rulemaking Identifier:** 25-RICR-250-05-51

**ORR Approved:** 1/14/19

**Rulemaking Action:** Regular Rulemaking

**Important Dates:**

Date of Public Notice:

End of Public Comment:

**Authority for this Rulemaking:**

These regulations are authorized pursuant to R.I. Gen. Laws § 42-17.1-2(19) and R.I. Gen. Laws Chapter 23-23, and have been promulgated pursuant to the procedures set forth in the Rhode Island Administrative Procedures Act, R.I. Gen. Laws Chapter 42-35.

**Summary of Rulemaking Action:**

The purpose of this regulation is to limit emissions of volatile organic compounds from fiberglass boat manufacturing operations. The Department is proposing to add a new air pollution control regulation, Part 51, to meet the requirements contained in the EPA Control Technique Guideline Document, *“Control Techniques Guidelines for Fiberglass Boat Manufacturing Materials.”*

The proposed regulation will apply to any facility that manufactures fiberglass boat hulls or decks or related parts, builds molds to make fiberglass boat hulls or decks or related parts, or makes polyester resin putties for assembling fiberglass boats, whose total actual VOC emissions, before controls, are greater than or equal to fifteen (15) pounds per day. The rule will not apply to facilities that solely manufacture parts of boats, such as hatches, seats, or lockers, or boat trailers, and do not manufacture hulls or decks of boats from fiberglass or build molds to make fiberglass boat hulls or decks. Affected sources will be subject to emission limitations, work practice standards, and recordkeeping and reporting requirements.

Although R.I. Gen. Laws § 42-35-2.8, require that an oral hearing be granted if requested by twenty-five (25) persons, by an agency or by an association having at

least twenty-five (25) members, an oral hearing will be granted if requested by one (1) or more persons during the public comment period.

### **Additional Information and Comments:**

DEM encourages the submission of written comments. Written comments, to be considered part of the administrative record, must be submitted during the public comment period. Written comments may be mailed or e-mailed to the Office of Air Resources and received no later than **xxxx**, at which time the public comment period will close. A public hearing on the proposed regulation revisions will be held if DEM receives a request from the public. If a public hearing is held, a notice will be published announcing the date, time and place of such hearing.

The mailing address for comments is:

Karen Slattery, Supervising Air Quality Specialist  
Office of Air Resources  
235 Promenade Street  
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### **Regulatory Analysis Summary and Supporting Documentation:**

On March 6, 2017, EPA issued a finding of failure to submit to Rhode Island for failure to submit required State Implementation Plan (SIP) components to address Clean Air Act requirements for the 2008 Ozone National Ambient Air Quality Standard. The finding establishes deadlines by which states either must submit complete SIP revisions or become subject to sanctions. The offset sanction is currently in place.

Specifically, 40 CFR § 51.1116 required RI to submit a SIP revision that meets the requirements of Section 184(b) of the Clean Air Act. Section 184(b) requires states in the ozone transport region to implement or update reasonably available control technology (RACT) controls on all major VOC and NO<sub>x</sub> emission sources and on source categories covered by a Control Technique Guideline (CTG) document. In 2008, EPA published a CTG recommending VOC controls for fiberglass boat manufacturing operations. The Department is proposing to incorporate this CTG into Part 51, "Control of VOC Emissions from Fiberglass Boat Manufacturing," which will be submitted to the U.S. Environmental Protection Agency for approval in Rhode Island's State Implementation Plan. RI must make a complete SIP submission by March 6, 2019, or further sanctions may be imposed.

The proposed regulation, a full cost benefit analysis of the proposed regulation and a fact sheet that more fully describes the proposed regulation are available under Proposed Regulations on the Department's website (<http://www.dem.ri.gov/documents/regulations/>).

For more information or a copy of the proposed regulation or associated documents contact the agency contact person above.