



New York Part 231 Proposed Regulation

New Source Review (NSR) for New and Modified Facilities



Current Status and Draft Schedule

- Revised rulemaking package is routing for Exec signoffs
- Submit revised rulemaking package to GORR - June 9th
- Publish in State Register - September 3rd
- Public hearings - October 6th thru 8th
- Public comment period ends October 15th



Current Status and Draft Schedule continued

- E-Board Meeting – January 24, 2009
- File approved rule with DOS and submit to EPA for SIP approval – February 12, 2009
- Rule effective 30 days after filing with DOS



Significant Proposed Regulatory Revisions

since the September 26, 2007 public notice

- 231.4(b): Deleted Clean Coal Technology Exemption
- 231-11: Revised the reasonable possibility requirements
- 231-3.6: Added new reporting and record keeping requirements for physical changes or changes in method of operation that are followed by an emissions increase



EPA PM-2.5 Implementation Rule

- On May 8, 2008 EPA issued final PM-2.5 Implementation Rule – How will this be addressed in the proposed Part 231?



Transition Plan

- Subpart 231-2 will apply to applications determined complete on and after 11/15/92 and prior to the effective date of revised Part 231
- Subpart 231-3 through 231-13 will apply to applications determined complete on and after the effective date of revised Part 231
- Dual EPA/DEC PSD review and NNSR for PM_{2.5} until SIP approval of revised Part 231



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