

**RHODE ISLAND GOVERNMENT REGISTER
PUBLIC NOTICE OF PROPOSED RULEMAKING**

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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

Rule Identifier: 250-RICR-120-05-51

Rulemaking Action: Proposed Adoption

Important Dates:

Date of Public Notice: 01/31/2019

End of Public Comment: 03/04/2019

Authority for this Rulemaking:

R.I. Gen. Laws § 42-17.1-2(19)

R.I. Gen. Laws Chapter 23-23

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:

All interested parties are invited to request additional information or submit written or oral comments concerning the proposed adoption until March 4, 2019 by contacting the appropriate party at the address listed below:

Karen Slattery
Department of Environmental Management
235 Promenade Street
Providence, RI 02908
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In accordance with R.I. Gen. Laws § 42-35-2.8, an oral hearing will be granted if requested by twenty-five (25) persons, by an agency or by an association having at least twenty-five (25) members. A request for an oral hearing must be made within thirty (30) days of this notice.

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_x 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 full regulatory analysis or supporting documentation see agency contact person above.