



COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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IN RE: CONTROL OF VOC EMISSIONS FROM GASOLINE
DISPENSING FACILITIES

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BEFORE: LAURA GRIFFIN, Regulatory Coordinator
DAREK JAGIELA, Administrative Support
CHRIS TROSTLE, Bureau of Air Quality
SARAH PINTER, DEP Staff

HEARING: Wednesday, October 28, 2020
6:00 p.m.

LOCATION: WebEx video conference

WITNESSES: None

Reporter: Kelly Gallick

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NO COUNSEL PRESENT

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OPENING REMARKS

By Ms. Griffin

5 - 11

E X H I B I T S

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NONE OFFERED

P R O C E E D I N G S

MS. GRIFFIN: Good evening. I would like to welcome you to the Environmental Quality Board's public hearing on the proposed rulemaking for the control of VOC emissions from gasoline dispensing facilities, stage I and stage II.

My name is Laura Griffin. I'm the regulatory coordinator for the Department of Environmental Protection. I'm representing the Environmental Quality Board, or EQB, at today's hearing. Assisting me today are Chris Trostle and Darek Jagiela --- I'm sorry, Darek Jagiela (changes pronunciation).

I officially call this hearing to order at 6:00 p.m. This public hearing will be recorded in its entirety. The purpose of this hearing is to formally accept testimony on this proposed rulemaking.

The proposed rulemaking was adopted by the EQB at its meeting on May 19th, 2020. It would require the removal of air quality emission control systems that cause unnecessary excess emissions from gasoline dispensing facilities while preventing excess emissions during removal or over the long-

1 term. This proposed rulemaking would apply to
2 owners and operators of gasoline dispensing
3 facilities that operate stage I or stage II vapor
4 recovery systems, including airport or aviation
5 companies, cemeteries, vehicle fleets, retail gas
6 stations, governments, rental agencies, service
7 stations, and fuel terminal operators. This
8 proposed rulemaking would allow owners of gasoline
9 dispensing facilities in the five county
10 Philadelphia and seven county Pittsburgh areas to
11 remove H2 vapor recovery equipment while preserving
12 effective emission controls.

13 In accordance with the Federal Clean
14 Air Act and the Commonwealth's Air Pollution Control
15 Act, this rulemaking proposes to control emissions
16 of volatile organic compounds, VOCs, and air toxics
17 emitted at gasoline dispensing facilities in three
18 ways, during loading of underground gasoline storage
19 tanks, called stage I vapor recovery, during filling
20 of motor vehicles at the pump, called stage II vapor
21 recovery, and during and after decommissioning of
22 stage II vapor recovery equipment. VOC emissions
23 are precursors to the formation of ground-level
24 ozone, which is a public health and welfare hazard,
25 and air toxics are hazardous air pollutants.

1 These reductions would benefit the
2 health and welfare of the approximately 12.8 million
3 residents and the numerous animals, crops,
4 vegetation, and natural areas of Pennsylvania by
5 reducing the amount of ground-level ozone air
6 pollution resulting from these sources. The VOC
7 emission reduction measures would enable
8 Pennsylvania to make progress in attaining and
9 maintaining the health-based and welfare-based
10 eight-hour ozone national ambient air quality
11 standards and to satisfy related Federal Clean Air
12 Act requirements in Pennsylvania.

13 This proposed rulemaking will be
14 submitted to the EPA for approval as a revision to
15 Pennsylvania's State Implementation Plan, following
16 promulgation of the final form rulemaking. This
17 concludes the summary of the rulemaking. If you
18 would like to access a more detailed explanation of
19 regulatory amendments included in this rulemaking,
20 you can visit eComment on DEP's webpage, and select
21 Regulations.

22 In order to give everyone an equal
23 opportunity to comment on the proposal, I would like
24 to establish the following ground rules. I will
25 call upon the witnesses who are registered to

1 testify in this hearing. All who registered were
2 assigned a number indicating the order in which
3 witnesses will be called to speak. Only those
4 registered, as indicated on the EQB webpage, will be
5 called upon to provide testimony. Testimony is
6 limited to five minutes for each witness. Please
7 note that written and spoken testimony both carry
8 the same weight.

9 As advised in registration
10 correspondence, please provide a copy of your
11 written testimony to regcomments@pa.gov, that's
12 R-E-G-C-O-M-M-E-N-T-S @ P-A, dot, G-O-V. Your email
13 must note that you are submitting testimony for a
14 proposed rulemaking control of VOC emissions from
15 gasoline dispensing facilities, stage I and stage
16 II, along with your first and last name, mailing
17 address, email address, and if you are commenting on
18 behalf of an organization.

19 Testimony is not required to be five
20 minutes long. If others who provide testimony
21 before you are making similar statements to yours,
22 you are free to abbreviate or summarize your verbal
23 testimony and still provide the full testimony via
24 email. You do not have to provide verbal testimony
25 in order to be included in the public record. All

1 written testimony submitted to regcomments@pa.gov
2 will also be reviewed by the EQB and the Department
3 and included in the public record.

4 The public comment period on this
5 proposed rulemaking closes on November 30th. Public
6 comments will not be accepted for the public record
7 on this proposed rulemaking after that date. Per
8 the registration process, prospective commenters
9 were requested to designate only one witness to
10 present testimony on behalf of an organization.
11 Please state your name, address, and affiliation, if
12 applicable, for the record prior to presenting your
13 testimony. The EQB would appreciate your help by
14 spelling out your name and terms that may not be
15 generally familiar so that the transcript can be as
16 accurate as possible.

17 Because the purpose of the hearing is
18 to receive comments on the proposal, EQB members and
19 Department staff cannot address questions about the
20 proposed rulemaking during the hearing.

21 In addition to, or in place of, verbal
22 testimony presented at today's hearing, interested
23 persons may also submit written comments on this
24 proposal. Again, written and verbal comments hold
25 the same weight when considered in the finalization

1 of this proposed rulemaking. All testimony and
2 written comments provided will become part of the
3 official public record. All comments must be
4 received by the EQB on or before November 30th,
5 2020.

6 There are a few different ways to
7 submit written comments, which are separate from
8 testimony. Comments may be submitted online through
9 eComment, assessable from DEP's website by clicking
10 the eComment link at the bottom of DEP's homepage,
11 which is www.dep.pa.gov, or comments may be
12 submitted by email to regcomments@pa.gov, which is
13 R-E-G-C-O-M-M-E-N-T-S @ P-A, dot, G-O-V. A subject
14 heading of the proposed rulemaking and a return name
15 and address must be included in each email.
16 Comments may also be sent through US Postal Mail,
17 addressed to the Environmental Quality Board, P.O.
18 Box 8477, Harrisburg, Pennsylvania 17105-8477.

19 All testimony received at this hearing
20 as well as written comments received by November
21 30th, 2020 will be considered by the EQB and will be
22 included in a comment and response document, which
23 will be prepared by DEP and reviewed by the EQB
24 prior to the Board taking its final action on this
25 regulation.

1 We do not have anyone registered to
2 provide comments this evening. However, I don't
3 know if we have anyone who is attending to listen
4 and would like to provide comments. I see we have
5 one attendee. If that person would like to provide
6 comments, feel free to do that. We'll give you
7 about 30 seconds, if you want to unmute and let us
8 know.

9 And we haven't heard from anyone, so
10 with no one present to comment, on behalf of the
11 EQB, I hereby adjourn this hearing at 6:08 p.m.
12 Thank you for those of you who are listening. Have
13 a good evening.

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15 HEARING CONCLUDED AT 6:08 P.M.

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CERTIFICATE

I hereby certify that the foregoing proceeding was reported by me on 10/28/2020 and that I, Kelly Gallick, read this transcript, and that I attest that this transcript is a true and accurate record of the proceeding. This notarial act involved the use of communication technology.

Dated the 10th day of November, 2020



Kelly Gallick,
Court Reporter

Court Reporter