



BEFORE THE
ENVIRONMENTAL QUALITY BOARD

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IN RE: PROPOSED RULEMAKING FOR THE CONTROL OF VOC
EMISSIONS FROM GASOLINE DISPENSING FACILITIES

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BEFORE: LAURA GRIFFIN, Regulatory Coordinator
DAREK JAGIELA, Administrative Assistant
CHRIS TROSTLE, Bureau of Air Quality

HEARING: Thursday, October 29, 2020
2:02 p.m.

LOCATION: WebEx Videoconference

WITNESSES: NONE

Reporter: Kelly Gallick

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REMARKS

By Ms. Griffin

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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

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MS. GRIFFIN: So good afternoon. 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 officially call this hearing to order at 2:03 p.m. This public hearing will be recorded in its entirety. The purpose of this hearing is to formally accept testimony on the proposed rulemaking. This 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 term.

This proposed rulemaking would apply

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

12 In accordance with the Federal Clean
13 Air Act and the Commonwealth's Air Pollution Control
14 Act, this rulemaking proposes to control emissions
15 of volatile organic compounds, or VOCs, and air
16 toxics emitted at gasoline-dispensing facilities in
17 three ways, during loading of underground gasoline
18 storage tanks, called Stage I vapor recovery, during
19 filling of motor vehicles at the pump, called Stage
20 II vapor recovery and during and after commissioning
21 of Stage II vapor recovery equipment.

22 VOC emissions are precursors to the
23 formation of ground-level ozone, a public health and
24 welfare hazard and air toxics are hazardous air
25 pollutants. These reductions would benefit the

1 health and welfare of the approximately 12.8 million
2 residents and the numerous animals, crops,
3 vegetation and natural areas of this Commonwealth by
4 reducing the amount of ground-level ozone air
5 pollution resulting from these sources.

6 The VOC emission reduction measures
7 would enable Pennsylvania to make progress in
8 attaining and maintaining the health-based and
9 welfare-based eight-hour ozone national ambient air
10 quality standards and to satisfy a related Federal
11 Clean Air Act requirements in Pennsylvania. This
12 proposed rulemaking will be submitted to the EPA for
13 approval as a revision to Pennsylvania's State
14 Implementation Plan, following promulgation of the
15 final formed rulemaking.

16 This concludes the summary of the
17 rulemaking. If you would like to access a more
18 detailed explanation of regulatory amendments
19 included in this rulemaking, you can visit eComment
20 on DEP's webpage, and select Regulations.

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

1 assigned a number indicating the order in which
2 witnesses will be called to speak. Testimony is
3 limited to five minutes for each witness. Please
4 note that written and spoken testimony both carry
5 the same weight.

6 As advised in registration
7 correspondence, please provide a copy of your
8 written testimony to regcomments@pa.gov, that's
9 R-E-G-C-O-M-M-E-N-T-S @ P-A, dot, G-O-V. Your email
10 must note that you are submitting testimony for a
11 Proposed Rulemaking Control of VOC Emissions from
12 Gasoline Dispensing Facilities, Stage I and Stage
13 II, along with your first and last name, mailing
14 address, email address and if you are commenting on
15 behalf of an organization.

16 Testimony is not required to be five
17 minutes long. If others who provide testimony
18 before you are making similar statements to yours,
19 you are free to abbreviate or summarize your oral
20 testimony and still provide the full testimony via
21 email. You do not have to provide oral testimony in
22 order to be included in the public record. All
23 written testimony submitted to regcomments@pa.gov
24 will also be reviewed by the EQB and the Department
25 and included in the public record.

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

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

18 In addition to, or in place of oral
19 testimony presented at today's hearing, interested
20 persons may also submit written comments on this
21 proposal. Again, written and oral comments hold the
22 same weight when considered in the finalization of
23 this proposed rulemaking. All testimony and written
24 comments provided become a part of the official
25 public record. All comments must be received by the

1 EQB on or before November 30th, 2020.

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

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

22 We do not have anyone officially sign
23 up to provide comments today, but we do have a few
24 people who are attending to listen. I think I've
25 spoken with or contacted, most of you. If any of

1 you would like to provide comments, please notify me
2 through the chat box, which is on the right-hand
3 side, lower right-hand corner of WebEx. I'll give
4 you a minute to ten --- you have about a minute to
5 see if anyone would like to make any comments. If
6 so, our host can then unmute you if you would like
7 to provide comments.

8

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(WHEREUPON, A PAUSE IN THE RECORD WAS HELD.)

10

11

CHAIR:

12

Okay.

13

14 I haven't received any comments. I
15 think everyone who is attending is just listening.
16 So thank you for those of you who logged on to
17 listen. We don't have any commenters at present at
18 this time so, on behalf of the EQB, I hereby adjourn
19 this hearing at 2:11 p.m. Thank you, everyone.
20 Have a great afternoon.

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VIDEOCONFERENCE HEARING CONCLUDED AT 2:11 P.M.

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CERTIFICATE

I hereby certify that the foregoing proceeding was reported by me on 10/29/2020 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 11th day of November, 2020



Kelly Gallick,
Court Reporter