



START ACTION NOTICE (SAN)

SAN # 2023-09

DOCKET # 2023-R-A-0015

- 1. TYPE OF ACTION AND THE REGULATION NUMBER AND NAME: Amendments to 7 De Admin. Code 1130 "Title V State Operating Permit Program", Section 6.0 "Permit Contents"
2. PURPOSE OF ACTION: The purpose of this action is to amend 7 DE Admin. Code 1130, Section 6.0 "Permit Contents" to remove the emergency affirmative defense provisions and references.
3. STATUTORY BASIS: 7 Del. C. Chapter 60 Environmental Control. §§ 6001(c) & 6010.
4. IS THIS PROPOSED REGULATORY ACTION REQUIRED AS A RESULT OF FEDERAL STATUTE OR REGULATION? IF SO, PROVIDE LINK TO FEDERAL MANDATE. Yes, see the following link: https://www.epa.gov/system/files/documents/2023-07/8961-01-OAR%20Title%20V%20Affirmative%20Defense%20Final%20Rule.pdf
5. DATE OF MOST RECENT AMENDMENT/REVIEW (please indicate if review was pursuant to 29 Del.C. §10407): August 11, 2022
6. LIKELY AFFECTED PUBLIC: These requirements will affect industrial facilities that prepare and apply for operating permits, including modifications of their permits, for Title V sources.
7. PROPOSED SCHEDULE OF ACTIVITIES: Public Hearing – Winter 2024, Effective Date – Spring 2024
8. REVIEW COMMITTEE: No review committee is necessary. The Department believes that holding of a public hearing will provide adequate opportunity for public education, review, and comment.
9. RESPONSIBLE STAFF MEMBER (name, physical address, phone number and e-mail address): Taylor Englert, 715 Grantham Lane, New Castle, DE 19720, Phone: 302-323-4542; e-mail: taylor.englert@delaware.gov.

10. APPROVALS:

Taylor Englert 8-25-23
Taylor Englert Date
Responsible Staff Member

Angela D. Marconi 8-28-23
Angela D. Marconi, P.E. Date
Director, Division of Air Quality

Shawn M. Garvin 10/10/23
Shawn M. Garvin Date
Secretary