

ARTICLE 74:36 – AIR POLLUTION CONTROL PROGRAM

NOTICE OF PUBLIC HEARING TO REVISE RULES

The Board of Minerals and Environment will hold a public hearing on July 20, 2017, at 10:15 a.m. central time, to consider the adoption and amendment of proposed rules numbered:

- a. revising chapter 74:36:01 (e.g. revising sections 74:36:01:01, 74:36:01:05, and 74:36:01:20);
- b. revising chapter 74:36:02 (e.g. revising sections 74:36:02:02 through 74:36:02:05);
- c. revising all of chapter 74:36:03;
- d. revising chapter 74:36:04 (e.g. revising section 74:36:04:04);
- e. revising chapter 74:36:05 (e.g. revising sections 74:36:05:04, 74:36:05:06, and 74:36:05:16.01);
- f. revising chapter 74:36:06 (e.g. revising section 74:36:06:07);
- g. revising chapter 74:36:07 (e.g. revising sections 74:36:07:01 through 74:36:07:07.01, 74:36:07:09, 74:36:07:10, 74:36:07:12 through 74:36:07:28, 74:36:07:31 through 74:36:07:34, 74:36:07:36, 74:36:07:37, 74:36:07:39 through 74:36:07:93);
- h. revising chapter 74:36:08 (e.g. revising sections 74:36:08:01 through 74:36:08:130);
- i. revising chapter 74:36:09 (e.g. revising sections 74:36:09:02 and 74:36:09:03);
- j. revising chapter 74:36:10 (e.g. revising sections 74:36:10:02, 74:36:10:03.01, 74:36:10:05, 74:36:10:07, and 74:36:10:08);
- k. revising chapter 74:36:11 (e.g. revising section 74:36:11:01);
- l. revising chapter 74:36:12 (e.g. revising sections 74:36:12:01 and 74:36:12:03);
- m. revising chapter 74:36:13 (e.g. revising sections 74:36:13:02 through 74:36:13:04, 74:36:13:06 through 74:36:13:08);
- n. revising chapter 74:36:16 (e.g. revising sections 74:36:16:01, 74:36:16:02, 74:36:16:04, and 74:36:16:05);
- o. revising chapter 74:36:18 (e.g. revising section 74:36:18:10);
- p. revising chapter 74:36:20 (e.g. revising section 74:36:20:05); and
- q. revising chapter 74:36:21 (e.g. revising sections 74:36:21:02, 74:36:21:04, 74:36:21:05, and 74:36:21:09).

The hearing will be conducted via the Digital Dakota Network at the following locations:

- a. Brookings (South Dakota State University); 8th & Medary Ave.; Pugsley Center, Room 203 (10:15 a.m., central time)
- b. Pierre (Capitol Building); 500 E. Capitol Ave.; Room B12, Studio A (10:15 a.m., central time)
- c. Rapid City (University Center); 4300 Cheyenne Blvd; Room 113 (9:15 a.m., mountain time)
- d. Sioux Falls (University Center); 4801 N. Career Ave.; Room FADM 145 (10:15 a.m., central time)
- e. Spearfish (Black Hills State University); 1200 University Street; E.Y. Berry Library, Room LIB0011 (9:15 a.m., mountain time)
- f. Vermillion (University of South Dakota); 414 East Clark; Delzell Education Center, Room 203 (10:15 a.m., central time)

- g. Watertown (Department of Environment and Natural Resources); 2001 9th Avenue SW; Suite 500 (10:15 a.m., central time)

The effect of the proposed amendments will be to update South Dakota's existing air quality rules by incorporating updated, codified regulations by reference and clarifying when air quality modeling is required. The proposed amendments primarily reflect changes made to the federal air quality regulations as of June 30, 2016. The reason for adopting the proposed amendments is to continue to have South Dakota's air pollution control program rules comply with the federal regulations and to allow South Dakota to maintain approval of its air quality program.

Persons interested in presenting data, opinions, and arguments for or against the proposed amendments may do so by appearing in person at the hearing or by submitting written comments to the South Dakota Department of Environment and Natural Resources, Air Quality Program, Joe Foss Building, 523 East Capitol Avenue, Pierre, South Dakota 57501-3182. Electronic comments and those comments submitted by mail must reach the Department by the close of business on July 19, 2017, to be considered.

At the hearing, the board will consider all written and oral comments it receives on the proposed amendments. The board may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the department at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making special arrangements is (605) 773-3151.

Copies of the proposed rules may be obtained without charge by calling Marlys Heidt at (605) 773-3151 or from the following website: <https://rules.sd.gov/default.aspx>.



Steven M Pirner, Secretary
Department of Environment and Natural Resources

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