

WSR 22-05-061
PERMANENT RULES
NORTHWEST CLEAN
AIR AGENCY

[Filed February 10, 2022, 3:26 p.m., effective March 13, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose:

- Updating the adoption-by-reference date for externally referenced rules to allow the agency to implement the most recent version of those state and federal rules Northwest Clean Air Agency (NCAA) (NWCAA Section 104).
- Amending the program that regulates portable sources to make it easier for the agency to keep track of these types of sources, which helps level the playing field with respect to permitting, registration, and inspections (NWCAA Sections 133, 200, 300, 320, 514).
- Updating the emission inventory reporting requirement for all registered sources to clarify the rule to reflect current practice and house the requirement in a single section rather than relying on multiple authorities (NWCAA Section 150).
- Clarifying the fee for air operating permit facilities operating sewage sludge incinerators to maintain a level playing field, minimize emissions to protect public health, and to administer fair and appropriate fees while maintaining agency financial stability (NWCAA Sections 200, 320).
- Creating a regulatory program to reduce emissions from crushing operations to level the playing field for dust control by applying the same standards to most existing and new crushers (NWCAA Sections 200, 300, 512).
- Clarifying the permanent shutdown concept to make the requirements clearer to agency staff and the regulated public, to better avoid surprises and misunderstandings (NWCAA Sections 200, 320, 325).
- Rolling registration exemptions from section 321 into Section 320 to make the rule clearer and more consistent with the rest of the regulation (NWCAA Sections 320, 321).

Citation of Rules Affected by this Order: New Section 512 and 514 of the Regulation of the NWCAA; repealing Section 321 of the Regulation of the NWCAA; and amending Section 104, 133, 150, 200, 300, 320, and 325 of the Regulation of the NWCAA.

Statutory Authority for Adoption: Chapter 70A.15 RCW.

Adopted under notice filed as WSR 22-01-056 on December 8, 2021.

Date Adopted: February 10, 2022.

Mark Buford
Executive Director

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 22-06 issue of the Register.