

New York State View of EPA Area Source Rules

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Obstacles To Implementation

- Lack of Lower Thresholds
- Source Identification
- Incomplete Overlap w/ State Rules
- Minimum Data Requirements
- Few Additional Resources



Success Stories

- Auto Body Environmental Results Program
- Gasoline Dispensing
- Environmental Justice Inspection Sweeps



Lack of Lower Thresholds

- **Bad? - Metal Fabrication and Finishing Proposal**
 - No lower threshold or categorical exemptions
 - Nickel Plated Jewelry at the “crafter” level seems subject to the rule
- **Better – Misc. Surface Coating**
 - Exclusion of hobbyists based on no compensation
- **Best – Clay Ceramic and Glass**
 - >50 tpy production
 - Exclusion of pot furnaces covers “crafters” as well as hobbyists with technological basis



Source Identification

- Large numbers of previously unregulated sources
- Paint Stripping at Furniture Restoration Operations
 - Upstate NY operations typically below VOC RACT thresholds
 - Albany phone book lists 17 operations
 - Big Operations to “Out in the Barn”



Auto Body Environmental Results Program

- Initiated By RCRA Program to Deal With Small Quantity Generators
- EPA Innovations Grant Program
- Pilot Program Underway
 - 989 Sources in 2 of 9 Regional Offices
 - Baseline Inspection Sample Size = 63
 - State VOC Rule Or Conditionally Exempt
 - Most Are Exempt from Air Permitting



Auto Body ERP Progress

- Baseline Inspections Started in April
 - Multi-Media by RCRA Inspectors
 - Expect Completion in July
 - Questionnaires Include EPA Rule Indicators
- To Do
 - Workshops for Sector Start In August
 - Training Support From Small Business Env. Assistance Program
 - Follow-up Inspections at New Sample of Sources



Incomplete Overlap

- Gasoline Dispensing Facilities
 - Exemption For Existing Stage I
 - Questions on Adequacy of State Program
 - Different Equipment Requirements
 - Different Test Methods
 - Different Testing Cycles (3-Yr vs. 5-Yr)
- Guidance Being Sought



Gasoline Dispensing Plans

- Long Island Spills Staff Cross Trained in Stage I & II
 - 1300 Stations of ~10,000 Statewide
- Bulk Storage and Stage I & II Delegated To Westchester County DOH
 - 500 Stations
- Plans – Augment Cross Training and Delegations
- Currently Undefined Workload
 - At Worst, Larger Upstate Stations Will Need To Add Components and Test Stage I Systems



Minimum Data Requirements

- Previously unreported sources
- Past EPA stance
 - “We don’t necessarily want AFS clogged up with a bunch of gas stations.”
- Create facility records for all Subpart CCCCCC notifications received?



Inspection Sweeps

- DEC Environmental Justice Policy
 - Requires Supplemental Inspections in EJ Areas
- Used on Dry Cleaning and Auto Body Sectors
 - State Rules Only
- Annual Inspection Sweeps In Selected EJ Areas
- Target Sectors Ahead of Compliance Dates



Summary

- Thorough Job Is Probably Impossible With Current Resources
- Do The Best We Can By Leveraging
 - Outreach To Industry (SBEAP)
 - Cross Training Staff (Spills, RCRA, BW&M)
 - Delegations (Counties)
 - Inspection Sweeps (Env. Justice)

