

## FACT SHEET

### PROPOSED AMENDMENTS TO AIR TOXICS STANDARDS FOR GASOLINE DISTRIBUTION FACILITIES

#### ACTION

- On December 7, 2009 the Environmental Protection Agency (EPA) proposed amendments to its January 10, 2008 rule to reduce emissions of toxic air pollutants from gasoline distribution bulk terminals, bulk plants, and pipeline facilities and from gasoline dispensing facilities.
- The proposed amendments clarify and correct certain definitions and applicability provisions of the final rule in response to issues raised in petitions for reconsideration by the Alliance of Automobile Manufacturers and the American Petroleum Institute, as well as questions raised by other stakeholders.
- The proposed amendments do not alter the intent, level of control, nor the environmental impact of the rule.
- The amendments include, but are not limited to:
  - Clarification of the definitions of storage tanks, bulk gasoline plants, and gasoline dispensing facilities
  - Clarification of how to calculate and record gasoline throughput
  - Clarifications concerning the inspection, testing, monitoring, recordkeeping, and reporting requirements on various required control technologies
  - What to do in the case of overlapping federal standards
- The January 2008 rule covers air toxics emissions for area source gasoline distribution facilities that include the pipeline and terminals that distribute gasoline to the end user, but also include end users such as service stations, farms, rental car agencies, and automobile manufactures.
- The rule applies to area sources that have the potential to emit less than 10 tons per year of a single toxic air pollutant or less than 25 tons per year of any combination of toxic air pollutants. Sources that emit more than these amounts are called "major" sources. In 1994, EPA issued final rules for the larger "major source" bulk terminals and pipeline facilities.
- EPA will take public comment on this proposed action for 60 days following publication in the Federal Register. The Agency will hold a public hearing if requested to do so.

#### BENEFITS AND COST

- We anticipate no change in the benefits and costs of the January 2008 final rule.

## **BACKGROUND**

- The Clean Air Act requires EPA to identify categories of industrial sources that emit one or more of 187 listed toxic air pollutants. These industrial categories include both major and area sources.
- For major sources within each source category, the Clean Air Act requires EPA to develop standards that restrict emissions to levels consistent with the lowest-emitting (also called best-performing) plants. Major sources are those that emit 10 tons a year or more of a single toxic air pollutant or 25 tons a year or more of a combination of air toxics.
- For area sources within each source category, the Clean Air Act allows EPA to develop standards or requirements which provide for the use of generally available control technologies or management practices (GACT) rather than the maximum achievable control technology (MACT) required for major sources.
- Further, the Clean Air Act requires EPA to (1) identify the toxic air pollutants that pose the greatest threat to public health in urban areas and (2) identify and list the area source categories that represent 90 percent of the emissions of the urban air toxics associated with area sources and regulate them to ensure that the emissions of these “urban” air toxics are reduced. EPA implements these requirements through the Integrated Urban Air Toxics Strategy, which can be found at <http://www.epa.gov/ttn/atw/urban/urbanpg.html>.

## **HOW TO COMMENT**

- EPA will accept comment on the proposal for 60 days after publication in the Federal Register. Comments, identified by Docket ID No. EPA-HQ-OAR-2006-0406, may be submitted by one of the following methods:
  - [www.regulations.gov](http://www.regulations.gov): Follow the on-line instructions for submitting comments.
  - E-mail: Comments may be sent by electronic mail (e-mail) to [a-and-r-Docket@epa.gov](mailto:a-and-r-Docket@epa.gov).
  - Fax: Fax your comments to: 202-566-1741.
  - Mail: Send your comments to: Air and Radiation Docket and Information Center, Environmental Protection Agency, Mail Code: 2822T, 1200 Pennsylvania Ave., NW, Washington, DC, 20460.
  - Hand Delivery or Courier: Deliver your comments to: EPA Docket Center, Room 3334, 1301 Constitution Ave., NW, Washington, DC, 20460. Such deliveries are only accepted during the Docket’s normal hours of operation, and special arrangements should be made for deliveries of boxed information.

## **FOR FURTHER INFORMATION**

- Interested parties can download the notice from EPA's Web site at [www.epa.gov/ttn/oarpg/ramain.html](http://www.epa.gov/ttn/oarpg/ramain.html).

- For additional information, visit EPA's Web site at [www.epa.gov/ttn/atw/gasdist/gasdisp.html](http://www.epa.gov/ttn/atw/gasdist/gasdisp.html), or contact Stephen A. Shedd of the EPA's Office of Air Quality Planning and Standards at (919) 541-5397 or by e-mail at [shedd.steve@epa.gov](mailto:shedd.steve@epa.gov).