



## Division of Air Pollution Control Response to Comments

**Rule:** OAC Chapter 3745-21 Carbon Monoxide, Photochemically Reactive Materials, Hydrocarbons, and related Materials Standards

### **Agency Contact for this Package**

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Ohio EPA held a public hearing on August 18, 2015 regarding the five year review of OAC Chapter 3745-21. This document summarizes the comments and questions received at the public hearing and during the associated 30 day comment period, which ended on August 18, 2015.

Ohio EPA reviewed and considered all comments received during the public comment period. By law, Ohio EPA has authority to consider specific issues related to protection of the environment and public health.

In an effort to help you review this document, the questions are grouped by topic and organized in a consistent format. The name of the commenter follows the comment in parentheses.

### **3745-21-09(C) Surface coating of automobiles and light-duty trucks**

**Comment 1:** OAC Chapter 3745-21-29 - Allows for the requirements stated below. It is requested that similar requirements be incorporated into OAC Chapter 3745-21-09, (C) "Surface coating of automobiles and light-duty trucks."

3745-21-29 - Control of volatile organic compound emissions from automobile and light-duty truck assembly coating operations, heavier vehicle assembly coating operations, and cleaning operations associated with these coating operations.

(A) Applicability.

(3) Exemptions.

(b) The following coatings are excluded from the emission limitations specified in paragraph (C) of this rule:

(i) Aerosol coatings;

(ii) Coatings supplied in containers with a net volume of sixteen ounces or less, or a net weight of one pound or less.

3745-21-29 - Control of volatile organic compound emissions from automobile and light-duty truck assembly coating operations, heavier

vehicle assembly coating operations, and cleaning operations associated with these coating operations

(F) Compliance procedures and test methods.

(2) VOC content of a reactive adhesive.

The VOC content of a reactive adhesive shall be determined from coating formulation data from the coating user or coating manufacturer, or by the analytical procedures of 40 CFR Part 63, Subpart PPPP, Appendix H. In the event of a dispute between coating formulation data and data obtained by analytical procedures, the data obtained by analytical procedures shall be employed, except as otherwise provided in paragraph (B)(12) of rule 3745-21-10 of the Administrative Code. (Rob Brundrett, Ohio Manufacturers' Association)

**Response 1:**

Due to timing considerations, Ohio EPA will investigate this proposed revision on a separate track from this rulemaking package. OAC rule 3745-21-09(C) was promulgated significantly earlier than OAC rule 3745-21-29 (which was promulgated prior to this rulemaking) and was based on an earlier Control Techniques Guidelines (CTG) document. Therefore, this potential discrepancy has already existed prior to this rulemaking activity. Ohio EPA will have to work with US EPA to determine if this is a change is appropriate based on the differences between the two CTGs. US EPA concurrence is necessary as US EPA will have to approve this revision since it will ultimately be incorporated into Ohio's State Implementation Plan (SIP). Ohio will begin those discussions with USEPA now but historically these types of discussions have taken time. In order to not slow the process down to finalize important changes in this current rulemaking package, Ohio EPA will initiate this process on a separate track. If US EPA agrees with the proposed revisions, Ohio EPA will update the rule under a separate rulemaking activity.

**End of Response to Comments**