

December 27, 2010

Via Electronic Mail (Jennifer.Hunter@epa.state.oh.us)
and Regular Mail

Jennifer Hunter
Ohio Environmental Protection Agency, DAPC
Lazarus Government Center
P.O. Box 1049
Columbus, Ohio 43216-1049

***Re: Comments of The Ohio Manufacturers' Association on the Draft 2010
Nitrogen Dioxide Standard Recommended Designations***

Dear Ms. Hunter:

The Ohio Manufacturers' Association ("OMA") submits these written comments on the Draft 2010 Nitrogen Dioxide Standard Recommended Designations ("Draft NO2 Recommendations") in response to the Ohio EPA's public notice soliciting comments from interested parties. The Ohio Manufacturers' Association is comprised of over 1,800 member companies engaged in manufacturing a wide range of products, including transportation products, plastics, fabricated metals, machinery and chemicals. OMA appreciates Ohio EPA's efforts in addressing the new National Ambient Air Quality Standard ("NAAQS") for nitrogen dioxide (NO2), and fully supports Ohio EPA's recommendation that Ohio be designated "unclassifiable" until the appropriate NO2 monitoring data is available from the new and expanded network of NO2 monitors.

The State of Ohio currently has three NO2 monitors located in Athens, Cuyahoga and Hamilton Counties. Although each of the three monitors meet the 2010 daily 1-hour primary NO2 standard of 53 parts per billion ("ppb"), U.S. EPA's final NO2 rule requires the installation of new NO2 monitors near major roads and population centers in urban areas. By January 2012, U. S. EPA has directed all states to submit recommendations that designate these monitoring areas as either "attainment," "nonattainment" or "unclassifiable." The unclassifiable designation is anticipated for areas of the country with insufficient data available to determine compliance with the new NO2 standard.

Because the new monitoring network in Ohio will not be able to provide sufficient NO2 monitoring data until 2016, the Draft NO2 Recommendations seek the "unclassifiable" designation for all counties in Ohio. OMA supports Ohio EPA's recommendation, and believes that such an approach ensures that Ohio's implementation of the new NO2 standard is based on sound science and detailed monitoring data. Doing so not only ensures Ohio's compliance with U.S. EPA's new NO2 standard, but does so in a manner that prevents onerous regulation of the manufacturing industry, while ensuring the protection of human health and the environment.

Respectfully submitted,

Kevin Schmidt by Matthew W. Warnock, counsel for DMA
per telephone authorization on 12/27/10

THE OHIO MANUFACTURERS ASSOCIATION

By: Kevin Schmidt