

In that the U.S. EPA must comply with the consent decree and make PM2.5 nonattainment designations by December 15, 2004, I thought it best to supply these comments via email rather than the more formal comment process.

First, please allow me to remind you of President Bush's August 26, 2004 Executive Order, entitled Facilitation of Cooperative Conservation, which reads in part, "The purpose of this order is to ensure that the Departments of the Interior, Agriculture, Commerce, and Defense and the Environmental Protection Agency implement laws relating to the environment and natural resources in a manner that promotes cooperative conservation, with an emphasis on appropriate inclusion of local participation in Federal decisionmaking, in accordance with their respective agency missions, policies, and regulations."

The City of Evansville is located within Vanderburgh County, Indiana. The Evansville Environmental Protection Agency (EEPA) is a city agency with jurisdiction within the City of Evansville, Indiana and four miles beyond the corporate limits, but not outside county lines. The mission of the EEPA is to protect public health by improving air quality by enforcing federal, state and local air quality regulations and permit conditions. We operate under a contract with the Indiana Department of Environmental Management to perform certain air quality responsibilities on IDEM's behalf. These responsibilities include: Routine operation of ambient air quality monitors in Posey, Vanderburgh and Warrick Counties; compliance determinations; issuance of state level permits. The EEPA also enforces portions of the Municipal Code of Evansville which protect air quality and which are, in some instances, more stringent than state and federal regulations.

Although Vanderburgh County monitors had demonstrated attainment of the 8-hour ozone standard since 2001, Vanderburgh County and Warrick Counties were designated as in "Basic Nonattainment" of the 8-hour ozone standard. At the end of the 2004 Ozone Season, the monitoring data, which has been quality assured, demonstrates Vanderburgh and Warrick Counties are now in attainment of the 8-hour ozone standard. IDEM is currently preparing a Petition for Redesignation for Vanderburgh and Warrick Counties.

On June 24, 2004, USEPA proposed Vanderburgh, Warrick, Gibson, Pike, Spencer and Dubois be designated as in nonattainment with the PM2.5 annual NAAQS. Vanderburgh and Dubois Counties are the only counties with PM2.5 FRM monitors on a 3-day schedule. We have received the monitoring data results for Vanderburgh County PM2.5 monitors for the third quarter, which are as follows:

The Civic Center - as of 3rd quarter the 2004 annual mean value is **13.738** and as of 3rd quarter, the Annual Design Value for 2002-2004 is **14.7**

CAAP - as of 3rd quarter the 2004 annual mean value is **14.043** and as of 3rd quarter, the Annual Design Value for 2002-2004 is **14.9**

UE - as of 3rd quarter the 2004 annual mean value is **14.115** and as of 3rd quarter, the Annual Design Value for 2002-2004 is **14.8**

As of the end of the 2004 Third Quarter, Vanderburgh County is in ATTAINMENT of the PM2.5 Annual National Ambient Air Quality Standard (NAAQS).

Historically, the PM2.5 levels in SW Indiana for the fourth quarter have been lower than each year's third quarter numbers. This means that we can expect to demonstrate attainment for the 2.5 annual standard when 2004's fourth quarter data is available and quality assured. I believe we can partially attribute the improvement in air quality to IDEM's quick and decisive implementation of the NOx SIP call - requiring the installation and operation of the NOx pollution control equipment at the coal fired power plants so ubiquitous in our area. As we all know, nitrates are known precursors of PM2.5 and the 60-80% reduction in NOx emissions are of course, enforceable reductions.

For years, including during the recent ozone nonattainment designation process, USEPA has stated the predominant wind direction for SW Indiana is from the S -SW. Therefore, we can conclude Vanderburgh County with PM2.5 levels meeting the NAAQS, would not be adversely impacting Dubois County monitors.

As with the ozone designation process, Vanderburgh County does not deserve a nonattainment designation for the annual PM2.5 standard. We respectfully request you reconsider the nonattainment designation proposed for Vanderburgh County. In that much of the area between Vanderburgh and Dubois is rural, with few if any major point sources, we believe it would be unfounded and unfair to designate Vanderburgh County, as well as Gibson, Pike, Spencer, and Warrick as nonattainment simply on the basis of the Dubois County monitor.

Thank you for your consideration - please do not hesitate to contact me if I can be of assistance in this matter.

Dona J. Bergman
Director
Evansville Environmental Protection Agency
C. K. Newsome Community Center
100 East Walnut St. Suite 100
Evansville, IN 47713
ph: 812/435-6145
fx: 812/435-6155
dbergman@evansvillegov.org

From: "Bergman, Dona" <DBergman@Evansvillegov.org>
To: "'damberg.rich@epa.gov'" <damberg.rich@epa.gov>,
'rosendahl.tom@epa.gov'" <rosendahl.tom@epa.gov>, "'mleavitt@epa.gov'"
<mleavitt@epa.gov>
Date: 11/30/04 6:34PM
Subject: PM 2.5 Nonattainment designation for Vanderburgh County, Indiana

In that the U.S. EPA must comply with the consent decree and make PM2.5 nonattainment designations by December 15, 2004, I thought it best to supply these comments via email rather than the more formal comment process.

First, please allow me to remind you of President Bush's August 26, 2004 Executive Order, entitled Facilitation of Cooperative Conservation, which reads in part, "The purpose of this order is to ensure that the Departments of the Interior, Agriculture, Commerce, and Defense and the Environmental Protection Agency implement laws relating to the environment and natural resources in a manner that promotes cooperative conservation, with an emphasis on appropriate inclusion of local participation in Federal decisionmaking, in accordance with their respective agency missions, policies, and regulations."

The City of Evansville is located within Vanderburgh County, Indiana. The Evansville Environmental Protection Agency (EEPA) is a city agency with jurisdiction within the City of Evansville, Indiana and four miles beyond the corporate limits, but not outside county lines. The mission of the EEPA is to protect public health by improving air quality by enforcing federal, state and local air quality regulations and permit conditions. We operate under a contract with the Indiana Department of Environmental Management to perform certain air quality responsibilities on IDEM's behalf. These responsibilities include: Routine operation of ambient air quality monitors in Posey, Vanderburgh and Warrick Counties; compliance determinations; issuance of state level permits. The EEPA also enforces portions of the Municipal Code of Evansville which protect air quality and which are, in some instances, more stringent than state and federal regulations.

Although Vanderburgh County monitors had demonstrated attainment of the 8-hour ozone standard since 2001, Vanderburgh County and Warrick Counties were designated as in "Basic Nonattainment" of the 8-hour ozone standard. At the end of the 2004 Ozone Season, the monitoring data, which has been quality assured, demonstrates Vanderburgh and Warrick Counties are now in attainment of the 8-hour ozone standard. IDEM is currently preparing a Petition for Redesignation for Vanderburgh and Warrick Counties.

On June 24, 2004, USEPA proposed Vanderburgh, Warrick, Gibson, Pike, Spencer and Dubois be designated as in nonattainment with the PM2.5 annual NAAQS. Vanderburgh and Dubois Counties are the only counties with PM2.5 FRM monitors on a 3-day schedule. We have received the monitoring data results for Vanderburgh County PM2.5 monitors for the third quarter, which are as follows:

The Civic Center - as of 3rd quarter the 2004 annual mean value is 13.738 and as of 3rd quarter, the Annual Design Value for 2002-2004 is 14.7

CAAP - as of 3rd quarter the 2004 annual mean value is 14.043 and as of 3rd

quarter, the Annual Design Value for 2002-2004 is 14.9

UE - as of 3rd quarter the 2004 annual mean value is 14.115 and as of 3rd quarter, the Annual Design Value for 2002-2004 is 14.8

As of the end of the 2004 Third Quarter, Vanderburgh County is in ATTAINMENT of the PM2.5 Annual National Ambient Air Quality Standard (NAAQS).

Historically, the PM2.5 levels in SW Indiana for the fourth quarter have been lower than each year's third quarter numbers. This means that we can expect to demonstrate attainment for the 2.5 annual standard when 2004's fourth quarter data is available and quality assured. I believe we can partially attribute the improvement in air quality to IDEM's quick and decisive implementation of the NOx SIP call - requiring the installation and operation of the NOx pollution control equipment at the coal fired power plants so ubiquitous in our area. As we all know, nitrates are known precursors of PM2.5 and the 60-80% reduction in NOx emissions are of course, enforceable reductions.

For years, including during the recent ozone nonattainment designation process, USEPA has stated the predominant wind direction for SW Indiana is from the S -SW. Therefore, we can conclude Vanderburgh County with PM2.5 levels meeting the NAAQS, would not be adversely impacting Dubois County monitors.

As with the ozone designation process, Vanderburgh County does not deserve a nonattainment designation for the annual PM2.5 standard. We respectfully request you reconsider the nonattainment designation proposed for Vanderburgh County. In that much of the area between Vanderburgh and Dubois is rural, with few if any major point sources, we believe it would be unfounded and unfair to designate Vanderburgh County, as well as Gibson, Pike, Spencer, and Warrick as nonattainment simply on the basis of the Dubois County monitor.

Thank you for your consideration - please do not hesitate to contact me if I can be of assistance in this matter.

Dona J. Bergman
Director
Evansville Environmental Protection Agency
C. K. Newsome Community Center
100 East Walnut St. Suite 100
Evansville, IN 47713
ph: 812/435-6145
fx: 812/435-6155
dbergman@evansvillegov.org

CC: "Weinzapfel, Jonathan" <JWeinzapfel@Evansvillegov.org>, "Alexandrovich, Joanne" <JAlexandrovich@Vanderburghgov.org>, "'JANET MCCABE'" <JMCCABE@dem.state.in.us>, "'lkaplan@dem.state.in.us'" <lkaplan@dem.state.in.us>, "'Dan Todd'" <dtodd@aqsl1c.net>, "Frank Beach (E-mail)" <fbeach@mandsfire.com>, "'Monica Edwards'" <monicae@k2d2.com>