

**SBEAP Technical Subcommittee
Conference Call – February 26th
11:30 am Eastern**

Attendance: 25 SBEAPs were represented, Chip Goyette – PRIZM, Audrey Zelanko – Small Biz Enviroweb, and Sharon Nizich, Warren Johnson and Kim Teal – EPA OAQPS

Minutes:

1. Rule Summary - Renee went through a Powerpoint presentation on the elements of the Area Source NESHAP for Paint Stripping and Miscellaneous Surface Coating. A copy of the presentation is available at:

<http://www.smallbiz-enviroweb.org/sba/newruleinfo.html>

2. Q&A - Following the presentation, there was an opportunity for Q&A with Kim and Warren.

PA/NH – Does EPA have a system for accepting the notifications/petitions yet?

A: It's up to the regions to decide those procedures.

VA – For the exemption on guns <3.0 oz cup size, does that apply only if using the allowed spray gun technology?

A: Yes

Follow-up: That rule is in conflict with the OTC regs. Will need to deal with that in states that are implementing the OTC regs.

KY – They had a contact with OSHA earlier in the week. OSHA allows things this rule doesn't, and this rule allows things OSHA doesn't (i.e., certain curtains). Is anyone else including an explanation of OSHA requirements in their outreach materials?

A: OR – It is very important to help clarify the conflicts in these requirements.

VA – Noticed that training programs/centers are completely out of the rule, even if they are painting full vehicles for a fee.

From the Q&A there were some issues that need to be forwarded to OECA:

1. Is it OK to atomize a gun cleaner if it is directed into the collection bucket?
2. Can we confirm whether truck bed liners are covered or not? (It is defined but not otherwise mentioned anywhere in the rule or preamble.)
3. The rule exempts in-mold spray coatings, but what about closed molding sprays?
4. What satisfies "hands-on" training? Is the Virtual STAR training sufficient?
5. What about training programs going back 5 years that would not have included the requirements of this rule? How can they satisfy the rule?

3. Discussion of outreach needs.

Renee – We know we have the following items. What else do we need?

- a. EPA's basic brochure
- b. CO and WI have fact sheets, others started?
- c. DFE and Region 4 are developing a DVD to cover some of the training.
- d. Sharon's list of Area Source tools shows that Region 10 developed a Notification Form for this rule.

Sharon – Yes, the Region 10 form is very generic. They can't require businesses to use a certain form, but can only provide "examples". Check with your own Region to see what they want to receive.

GA – They are developing example forms for petitions and notifications, as well as a checklist for the rule requirements. They will share as soon as their stakeholder group has approved them.

Other tools mentioned:

- * Virtual STAR training on CD

4. Dry Cleaner Rule corrections.

Warren was available to give us an update on the dry cleaner rule corrections. What's being included in the corrections:

1. Renumbering of paragraph (o) (requirements section) messed up the cross-references in other parts of the rule. This numbering/cross-references will be fixed.
2. Monitoring of condenser – pressure vs. temperature. This will be clarified to say that while pressure gauges are preferred, if they are not present or not working then temperature monitoring is acceptable.
3. Colorimetric tube testing – this will be corrected to apply only to major sources.

They are still waiting on a court decision to allow them to go forward with these corrections as a direct final rule. As soon as the decision comes down, they will sign it very quickly.

Q: What about moving machines?

A: There was a precedent setting definition of "existing" machines in Region 1. The machine is defined as the facility for this rule. Initial start up of the machine is the "installation" and the physical location doesn't change that installation date, i.e., the "facility follows the machine." A drycleaner should not scrap a machine because they have a fifteen year plus lifespan. This follows the rationale that was used to not phase-out co-residential facilities until 2020. Carbon Adsorbers are not cheap or easy to retrofit as dry cleaning machines are not designed to be retrofitted.

We are also still waiting on a response from Scott Throwe on the issue of detectors and their ability to prove the detector can read a leak at 25 ppm of perc. Not addressed in the current list of corrections going out. Hope for an OECA determination that it's

“acceptable to use detectors calibrated for Freon” as that’s the quickest fix. Scott had just emailed Warren about an HHD that certifies to detect perc at 25 ppm for only \$200. The only other one that we know of at this time is from the Tennessee list and has an add-on perc head for a total cost of \$795. A caution was given that if an HHD certifies to detect perc at less than 25 ppm, then the drycleaner would have to treat any alarm as a leak since there would be no way to know if the actual concentration was above or below 25 ppm.