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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JAN -4 1995

OFFICE OF
AIR AND RADIATION

Mr. Bill Greehey
Valero Energy Corporation
P.O. Box 500
San Antonio, TX 78292-0500



Dear Mr. Greehey:

Thank you for your letter dated December 2, 1994, commenting on Governor Robert Casey's recent request to remove twenty-eight counties from the requirements of the federal reformulated gasoline program.

I am enclosing a copy of the letter signed on December 12, 1994, by the United States Environmental Protection Agency Administrator Carol Browner which gives the Agency's response to Governor Casey's petition. Administrator Browner has also signed a temporary administrative stay of the reformulated gasoline requirements in the twenty-eight opt-out counties in Pennsylvania while rulemaking to complete the removal of the twenty-eight counties from the regulations is completed. The stay is effective from January 1, 1995 to July 1, 1995. A copy of the stay is available on the OAQPS Technology Transfer Network Bulletin Board System (TTNBBS). I am enclosing instructions for accessing this system.

If you have further questions or comments on the subject of reformulated fuels, feel free to contact Mary Smith, Director, Field Operations and Support Division, at (202) 233-9000.

Sincerely,

Margo T. Oge
Margo T. Oge
Director, Office of Mobile Sources

Enclosure



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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

DEC 12 1994

THE ADMINISTRATOR

Honorable Robert P. Casey
Commonwealth of Pennsylvania
Harrisburg, Pennsylvania 17120

Dear Governor Casey:

Thank you for your December 1, 1994, petition requesting the removal of the twenty-eight Pennsylvania opt-in counties from the list of ozone nonattainment areas required to use reformulated gasoline (RFG). As you know, reformulated gasoline achieves significant, cost effective reductions in ozone-forming and toxic pollutants.

The twenty-eight counties are currently included as covered areas in the Agency's reformulated gasoline program, based on your request of September 25, 1991, that these counties be included under the Clean Air Act's opt-in provision for ozone nonattainment areas. EPA believes that the Act also authorizes states to opt-out of the reformulated gasoline program.

I intend to grant your opt-out request. Twenty of the opt-in counties (Carbon, Lehigh, Northampton, Blair, Erie, Cumberland, Dauphin, Lebanon, Perry, Cambria, Somerset, Lancaster, Columbia, Lackawanna, Luzerne, Monroe, Wyoming, Adams, York, and Mercer) are currently designated as marginal ozone nonattainment areas and the other eight counties are currently designated moderate (Allegheny, Beaver, Fayette, Washington, Westmoreland, Armstrong, Butler, and Berks). However, recent air quality data indicate that none of the twenty-eight counties have had an ozone exceedance for three years. The moderate areas have redesignation requests pending with the Agency, and EPA will treat these counties as opt-out areas for purposes of its review of the redesignation. Pennsylvania's State Implementation Plan for the moderate areas does not rely on emissions reductions from the reformulated gasoline program. I also understand that the marginal areas will soon be seeking redesignation as attainment areas.

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To formally opt-out the twenty-eight counties, EPA will need to amend the current RFG regulations. In this regard, EPA will conduct an expeditious rulemaking to formally remove these counties from the reformulated gasoline program. Based on the particular circumstances outlined here and your letter of December 1, effective January 1, 1995, and until the rulemaking mentioned above is finalized, I will not enforce the RFG requirements in the twenty-eight counties mentioned above. This is to give the affected industries some time to phase-out RFG.

We will keep your staff informed of the progress of the rulemaking. If you have any questions, please contact me.

Sincerely,



Carol M. Browner

Subject: Announcement of the availability of the Temporary Administrative Stay of the RFG requirements in recent opt-out areas (New York, Pennsylvania, and Maine)

Today, December 29, 1994, the EPA Administrator signed a final rule temporarily staying the reformulated gasoline program requirements in nine opt-in counties in New York, in twenty-eight opt-in counties in Pennsylvania, and in two opt-in counties in Maine. The specific counties for which this stay applies are listed in the document describing the stay (see below for instructions on how to access this document).

It should be emphasized that the administrative stay is only applicable to these specific areas and DOES NOT apply to other opt-in areas.

To access the stay document, follow the instructions included on the following page of this fax. The filename to download is STAY.ZIP.

This electronic version of the Temporary Administrative Stay is an advance copy of the signed document soon to be published in the FEDERAL REGISTER. As always, the FEDERAL REGISTER version is the final, official version.

If you have any questions, feel free to call Mark Coryell, USEPA, at 202-233-9014.

Instructions for getting RFG files off the OAQPS TTN BBS.

Copies of the preamble, the final regulations, the final Regulatory Impact Analysis (RIA), the Responses to Comments on Enforcement Provisions (RCEP), the complex model, the simple model, and other files related to the reformulated gasoline rulemaking and its implementation are available on the OAQPS Technology Transfer Network Bulletin Board System (TTNBBS).

The TTNBBS can be accessed with a dial-in phone line and a high-speed modem (PH# 919-541-5742). The parity of your modem should be set to none, the data bits to 8, and the stop bits to 1. Either a 1200, 2400, 9600, or 14400 baud modem should be used. When signing on for the first time, the user will be required to answer some basic informational questions for registration purposes. After completing the registration process, proceed through the following series of menus:

- (T) GATEWAY TO TTN TECHNICAL AREAS (Bulletin Boards)
- (M) OMS
- (K) Rulemaking and Reporting
- (3) Fuels
- (9) Reformulated gasoline

A list of ZIP files will be shown, along with descriptions of their content, all of which are related to the reformulated gasoline rulemaking process and implementation. These are files that contain one or more PC files that have been compressed and rolled-up (zipped) into one file. To download any of these files, type the instructions below and transfer them according to the appropriate software on your computer:

<D>ownload, <P>rotocol, <E>xamine, <N>ew, <L>ist, or <H>elp
Selection or <CR> to exit: D filename.zip

You will be given a list of transfer protocols from which you must choose one that matches with the terminal software on your own computer. Then go into your own software and tell it to receive the file using the same protocol.

Programs and instructions for de-archiving (unzipping) compressed files can be found via <S>ystems Utilities from the top menu on the TTN, under <A>rchivers/de-archivers.