

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

IN THE MATTER OF THE PROPOSED)
ADOPTION OF AN "AMBIENT AIR")
DEFINITION TO BE INCLUDED IN)
SECTION 3 OF THE WYOMING AIR)
QUALITY STANDARDS AND REGULATIONS)

STATEMENT OF
PRINCIPAL REASONS
FOR ADOPTION

1. Adoption of the regulations is necessary and in the best interest of the State of Wyoming to allow the continued development of its coal resources in the Powder River Coal Basin.

2. The policy and purpose of the Environmental Quality Act does allow for the development and use of Wyoming's air resources.

3. Section 35-11-202-(a) of the Act states that the administrator after consultation with the advisory board shall recommend to the director such ambient air standards and regulations that may be necessary to prevent, abate, or control pollution and that such standards may vary from area to area as may be appropriate to facilitate accomplishment of the purposes of the Act and in order to take account of varying local conditions.

Section 35-11-202-(b) of the Act states that in recommending such standards the administrator shall consider all facts and circumstances bearing upon the reasonableness of the emissions involved including:

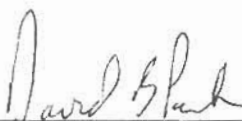
- (A) The character and degree of injury to, or interference with the health and physical well being of the people, animals, wildlife and plant life;
- (B) The social and economic value of the source of pollution;
- (C) The priority of location in the area involved;
- (D) The technical practicability and economic reasonableness of reducing or eliminating the pollution; and
- (E) The social welfare and aesthetic value.

4. This regulation is appropriate for this area of the state because it will resolve a permit and air right dispute and allow the flexibility needed to continue development to meet current and future markets.

5. Adoption of this regulation will not cause a significant change in the ambient air quality adjacent to coal company properties.

6. The adoption of this regulation will not jeopardize the State's control over its air program as these regulations defining "ambient air" for purposes of applying ambient particulate standards in the described area are equal to Federal regulations.

Dated this 7th day of MAY ~~April~~, 1987.



Chairman Hearing Examiner
Wyoming Environmental Quality Council