

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

MAY 02 1988

Terri A. Lorenzon, Adm. Aide
Environmental Quality Council

IN THE MATTER OF THE PROPOSED)
ADOPTION OF A NEW SECTION 28,)
VISIBILITY, IN THE WYOMING)
AIR QUALITY STANDARDS AND)
REGULATIONS AND A NEW STATE)
IMPLEMENTATION PLAN FOR CLASS I)
VISIBILITY PROTECTION)

STATEMENT OF
PRINCIPAL REASONS
FOR ADOPTION


1. In Section 169A of the Federal Clean Air Act, Congress declared, as a national goal, the prevention of any future and remedying of any existing impairment of visibility in mandatory Class I Federal areas which results from manmade air pollution. As required by this Section of the Act, EPA has promulgated regulations to assure reasonable progress toward meeting the national goal and compliance with other provisions of the Act.
2. Due to Wyoming's failure to adopt certain regulations and to develop a State Implementation Plan (SIP) for visibility protection in Class I areas by a specified date, EPA has incorporated Federal plans into Wyoming's SIP and currently has certain authority for enforcing and implementing such plans in Wyoming's Air Quality Program.
3. Adoption of the proposed regulations and SIP for visibility protection in Class I areas is in the best interest of the State of Wyoming in order to regain control of a portion of its Air Quality Program and to protect its clean air resources in these areas.
4. The proposed regulations and SIP will satisfy EPA requirements for (1) dealing with existing or future visibility impairment in Wyoming's eight (8) Class I areas that is reasonably attributable to a source or small group of sources, (2) visibility protection from new sources, (3) a long-term strategy to assure future protection and remedy existing impairment, and (4) visibility monitoring.
5. Section 35-11-202(a) of the Environmental Quality Act states 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.

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.
6. This regulation and SIP for visibility protection will not cause any immediate economic hardship to current operating sources of pollution in the State.

7. Wyoming's Class I areas consisting of six (6) wilderness areas and two (2) national parks, will be afforded additional protection of their aesthetic and natural values which are important to the State's tourist and recreational industry.

Dated this 20 day of April, 1988.



~~Chairman~~ *Vice Chairman*
Wyoming Environmental Quality Council