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Jim Ruby, Executive Secretary
Environmental Quality Council

October 2, 2009

To: Environmental Quality Council

From: Ben Way, DEQ/VRP *BW*

Re: Suggested minor corrections and updates to VRP proposed rule, Chapter 1, *Pollution Prevention Plan Requirements for Eligibility in the Voluntary Remediation Program* (Docket #07-5101)

While reviewing the rule recently I came across some needed edits that I am proposing, listed below. I consider them all to be minor.

Primary change: Update the anticipated “effective date” of the rule. The **January 1, 2009** date in the 2007 version was based on the assumption that the rule would be *adopted* in late 2007. Assuming the rule will now be adopted in late 2009, an approximate one-year grace period from that date would be **January 1, 2011**.

Corrections to proposed VRP P2 Plan Requirement Rule – July 2007 version

- Page iii, Section 4, next-to-last paragraph: add “prevention” after pollution.
- Page iv, Section 4, top paragraph: add “prevention” after pollution.
- Page iv, Section 6, next-to-last paragraph, last line: remove apostrophe from its’.
- Page v, Section 6, first paragraph, last line: add “plan” after prevention.

- Page 1-1, Section 1, line 2: remove period after *et*.
- Page 1-7, Section 6(c)(vi): shift paragraph down one line (spacing).
- Page 1-7, Section 6(d), line 1: delete “through (vi).”
 - Q: Or, was the wording “(c)(vi) through (vi)” intentional as a place-holder to make it easier to add reference to future, additional subsections here?
- Page 1-7, Section 6(d): add “alternative” before minimum.
- Page 1-8, Section 7(c): add “operating” after prevention.

- Change “January 1, 2009” to January 1, 2011 and change “Jan. 1, 2009” to Jan. 1, 2011 for all occurrences:
 - Page iv, Section 5 [four occurrences]
 - Page 1-4, Section 5(a)(i – iii) [four occurrences]
 - Page 1-5, Section 5(b)(i – iii) [four occurrences]
 - Page 1-5, Section 5(c) [one occurrence]
 - Page 1-6, Section 5, table [12 occurrences]