

NR 155

State of Wisconsin

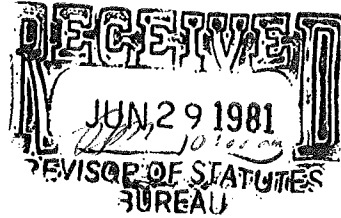
DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) ss



TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Carroll D. Besadny, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. A-9-81 was duly approved and adopted by this Department on April 23, 1981. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at General Executive Facility #2 in the City of Madison, this 25th day of June, 1981.

Carroll D. Besadny
Carroll D. Besadny, Secretary

(SEAL)

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD

AMENDING AND CREATING RULES

.....
IN THE MATTER of amending section NR 155.03(4) .
and creating section NR 155.01(intro.) of the .
Wisconsin Administrative Code pertaining to . A-9-81
ambient air quality standards .
.....

Analysis Prepared by Department of Natural Resources

The present rules set out air standards, or levels of air quality which are necessary to protect public health and welfare. On February 8, 1979, the United States Environmental Protection Agency revised the national ambient air quality standards for photochemical oxidants to an ozone standard of .12 parts per million. This level is less stringent than the present state ambient air quality standards for photochemical oxidants (measured as ozone) of .08 parts per million. Section 144.375, Wisconsin Statutes, requires that state ambient air quality standards not be more restrictive than federal standards issued under Section 109 of the Federal Clean Air Act. This proposed revision relaxes the State standard to the federal standard.

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 144.31, 144.375 and 227.014, Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby amends and creates rules interpreting sections 144.31(1)(f) and 144.375(1), Wisconsin Statutes, as follows:

SECTION 1 - Section NR 155.01 (intro.) is created to read:

NR 155.01 Definitions. In addition to the definitions contained in this section, the definitions contained in s. NR 154.01, Wis. Adm. Code, also apply to this chapter.

SECTION 2 - Section NR 155.03 (4) is amended to read:

(4) ~~Photochemical oxidants~~ Ozone: Primary and secondary standards. ~~160-micrograms-per-cubic-meter-(.08-ppm)---maximum-1-hour-concentration-not-to-be-exceeded-more-than-once-per-year.~~ 0.12 ppm (235 micrograms per cubic meter) - maximum 1-hour average concentration. The ozone standards are attained

when the expected number of days per calendar year with maximum hourly average concentrations above the designated level is equal to or less than one, as determined by the methodology of 40 C.F.R. § 50.9, Appendix H (as of September 1, 1981).

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on April 23, 1981.

The rules contained herein shall take effect as provided in s. 227.026 (1)(intro.), Stats.

Dated at Madison, Wisconsin June 25, 1981

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By

Carroll D. Besadny
Carroll D. Besadny, Secretary

(SEAL)



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

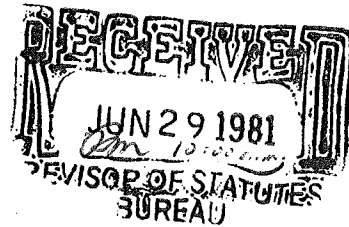
Carroll D. Besadny
Secretary

June 26, 1981

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: 1020

Mr. Orlan L. Prestegard
Revisor of Statutes
411 West
C A P I T O L




Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. A-9-81. These rules were reviewed by the Assembly Committee on Environmental Resources and the Senate Committee on Agriculture and Natural Resources pursuant to s. 227.018, Stats. There were no comments.

You will note that this order takes effect following publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,


C. D. Besadny
Secretary

Enc.