Message

From: Long, Meighan [Long.Meighan@epa.gov]
Sent: 11/30/2021 3:44:17 PM
To: Joerger, Verena [joerger.verena@epa.gov]
Subject: RE: REVIEW: Response to DOEE - 2020 EE Demo
Attachments: 2020 DOEE Exceptional Event Demo Response Letter.docx

Flag: Follow up

Good morning Verena!

I think it looks good, pretty clear as to why we can't approve the EE and also has citations. I just fixed some formatting and there was a space missing. I saw there were more citations that Denise sent on Nov. 11th to us. I'm not sure if we would want to include the Statutory Authority and include the requirements under the CAA since DC's original argument was that the CAA didn't address this (although this would make the letter a lot longer, possibly two pages and maybe we want to keep our response to one page), - copy and pasting what Denise sent below:

Statutory Authority

CAA 319(b)(3)(B)(ii) and 319(b)(3)(B)(iv).
(B) Requirements
Regulations promulgated under this section shall, at a minimum, provide that—
(i) the occurrence of an exceptional event must be demonstrated by reliable, accurate data that is promptly produced and provided by Federal, State, or local government agencies;
(ii) a clear causal relationship must exist between the measured exceedances of a national ambient air quality standard and the exceptional event to demonstrate that the exceptional event caused a specific air pollution concentration at a particular air quality monitoring location;
(iii) there is a public process for determining whether an event is exceptional; and
(iv) there are criteria and procedures for the Governor of a State to petition the Administrator to exclude air quality monitoring data that is directly due to exceptional events from use in determinations by the Administrator with respect to exceedances or violations of the national ambient air quality standards.

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From: Joerger, Verena <joerger.verena@epa.gov>
Sent: Tuesday, November 30, 2021 10:32 AM
To: Long, Meighan <Long.Meighan@epa.gov>
Subject: REVIEW: Response to DOEE - 2020 EE Demo

Hi Meighan,

I put this letter together this morning. We can consider it a first pass. Please take a look at it and feel free to leave comments, edits, etc.

Since you are interested in learning about writing formal letters, I found this page on the R3 Intranet to be helpful: https://intranet.epa.gov/r3intran/ControlledCorrespondence/index.html

There's no big rush on the review. The next steps after we are happy with our draft will be to send to Alice, Libby, and Denise. After then, it will go to Cristina before heading up to Adam for signature.

Verena Joerger

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