

DBB



COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
ONE WINTER STREET, BOSTON, MA 02108 617-292-5500

MITT ROMNEY  
Governor

ELLEN ROY HERZFELDER  
Secretary

KERRY HEALEY  
Lieutenant Governor

ROBERT W. GOLLEDGE, Jr.  
Commissioner

RECEIVED

MAY 25 2005

MEPA

May 23, 2005

Deerin Babb-Brott, Acting Director  
MEPA Program  
Executive Office of Environmental Affairs  
100 Cambridge St., Suite 900  
Boston, MA 02114

Dear Acting Director Babb-Brott:

In accordance with the Memorandum of Understanding between our two agencies, I am writing to inform you that on July 19, 2005 the Department of Environmental Protection (DEP) will conduct a public hearing, under the provisions of M.G.L. Chapter 30A, to receive comments on proposed amendments to 310 CMR 7.38, Certification of Tunnel Ventilation Systems in the Metropolitan Boston Air Pollution Control District. The Department has posted the proposed amendments to the existing regulation, a technical support document and a public hearing notice on the DEP website at <http://www.mass.gov/dep/bwp/daqc/daqcpubs.htm#regs>

The Certification of Tunnel Ventilation Systems in the Metropolitan Boston Air Pollution Control District was promulgated on January 18, 1991. The primary goal of the regulation is to ensure that a subject project will continue to meet applicable air quality requirements through a two-part certification process. The regulation requires a preconstruction certification and an operational certification and establishes ongoing emissions monitoring using a specified Continuous Emissions Monitoring (CEM) approach.

The proposed revisions to 310 CMR 7.38 pertain to the emissions monitoring requirements found in subsection (8). The originally specified CEM approach is no longer appropriate for all locations due to the new technique of longitudinal tunnel ventilation and new monitoring techniques developed over the past several years. Instead of a single CEM approach, the proposed monitoring would allow a hybrid of monitoring and modeling systems.

If you have any questions, please feel free to contact Jerome Grafe of my staff at (617) 292-5708.

Sincerely,

Sharon Weber  
Acting Branch Chief for Transportation Management Programs  
Department of Environmental Protection

Enclosure

This information is available in alternate format by calling our ADA Coordinator at (617) 574-6872.

DEP on the World Wide Web: <http://www.state.ma.us/dep>

Printed on Recycled Paper

THE COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
BUREAU OF WASTE PREVENTION  
DIVISION OF CONSUMER AND TRANSPORTATION PROGRAMS

**NOTICE OF PUBLIC HEARING**

Notice is hereby given that the Department of Environmental Protection, under its authority pursuant to M.G.L. Chapter 111, Sections 142A through 142M, and in conformance with M.G.L. Chapter 30A, will hold a public hearing on amendments to 310 CMR 7.38, The Certification of Tunnel Ventilation Systems in the Metropolitan Boston Air Pollution Control District. A public hearing is being held in order to comply with the public review requirements of M.G.L. Chapter 30A. The purpose of the public hearing is to solicit comments on technical amendments to 310 CMR 7.38. The amendments revise emissions monitoring requirements pertaining to full transverse ventilation and longitudinal ventilation.

A public hearing will be conducted to receive public comment, both oral and written, on the regulation.

On: July 19, 2005  
10:00 am  
At: Washington Street Conference Center, 2<sup>nd</sup> Floor, Room A  
Department of Environmental Protection  
One Winter Street  
Boston Massachusetts 02108

The public hearing site is wheelchair accessible. This information is available in alternative format upon request by contacting Donald Gomes, DEP's ADA coordinator, at (617) 556-1057.

Testimony may be presented orally and/or in writing at the public hearing. Parties are requested to provide four written copies of their testimony. Written testimony will be accepted until 5:00 p.m. on July 29, 2005. Written testimony may be submitted to: Jerome Grafe, Department of Environmental Protection, Bureau of Waste Prevention, One Winter Street, 10th Floor, Boston, MA 02108. If possible, please also send testimony via e-mail to: [jerome.grafe@state.ma.us](mailto:jerome.grafe@state.ma.us)

Copies of the regulation and background document will be available for inspection during normal business hours at the Department of Environmental Protection Info Line, One Winter Street, Boston MA. In addition, these documents will be available on DEP's website at:  
<http://www.mass.gov/dep/bwp/daqc/daqcpubs.htm#regs>

By order of the Department.

Robert W. Golledge, Jr., Commissioner