

**TITLE 326 AIR POLLUTION CONTROL DIVISION****Final Rule**

LSA Document #20-473(F)

**DIGEST**

Amends [326 IAC 1-4-19](#) and [326 IAC 1-4-50](#) concerning the attainment designation status for a portion of the City of Muncie under the 2008 annual primary and secondary National Ambient Air Quality Standards (NAAQS) for lead and the attainment designation status for portions of Marion County under the 2010 1-hour primary NAAQS for sulfur dioxide. Effective 30 days after filing with the Publisher.

**HISTORY**

Findings and Determination of the Commissioner Pursuant to [IC 13-14-9-8](#): September 23, 2020, Indiana Register (DIN: [20200923-IR-326200473FDA](#)).

Notice of First Hearing: September 23, 2020, Indiana Register (DIN: [20200923-IR-326200473PHA](#)).

Date of First Hearing: November 18, 2020

**[326 IAC 1-4-19](#); [326 IAC 1-4-50](#)**

SECTION 1. [326 IAC 1-4-19](#) IS AMENDED TO READ AS FOLLOWS:

**[326 IAC 1-4-19](#) Delaware County**

**Authority:** [IC 13-14-8](#); [IC 13-17-3](#)

**Affected:** [IC 13-15](#); [IC 13-17](#)

Sec. 19. The following attainment status designations are applicable to Delaware County:

| Pollutant         | Designation  |
|-------------------|--|
| SO <sub>2</sub>   | Better than national standards.  |
| CO                | Unclassifiable or attainment effective November 15, 1990.  |
| O <sub>3</sub>    | Unclassifiable or attainment effective January 16, 2018, for the 2015 8-hour ozone standard.   |
| PM <sub>2.5</sub> | Unclassifiable or attainment effective April 15, 2015, for the 2012 annual PM <sub>2.5</sub> standard.   |
| PM <sub>2.5</sub> | Unclassifiable or attainment effective December 13, 2009, for the 2006 24-hour PM <sub>2.5</sub> standard.   |
| PM <sub>10</sub>  | Unclassifiable effective November 15, 1990.  |
| NO <sub>2</sub>   | Unclassifiable or attainment effective January 29, 2012, for the 2010 NO <sub>2</sub> standard.  |
| Pb                | <del>Nonattainment</del> <b>Attainment</b> effective <del>December 31, 2010</del> <b>May 15, 2020</b> , for a portion of the city of Muncie, Indiana bounded to the north by West 26th Street/Hines Road, to the east by Cowan Road, to the south by West Fuson Road, and to the west by a line running south from the eastern edge of Victory Temple's driveway to South Hoyt Avenue and then along South Hoyt Avenue. Unclassifiable or attainment effective December 31, 2011, for the remainder of the county. |

(Air Pollution Control Division; [326 IAC 1-4-19](#); filed Dec 26, 2007, 1:43 p.m.: [20080123-IR-326070308FRA](#); filed Jan 30, 2013, 12:34 p.m.: [20130227-IR-326110774FRA](#); filed Oct 25, 2013, 2:41 p.m.: [20131120-IR-326130164FRA](#); filed Jul 16, 2018, 1:17 p.m.: [20180815-IR-326180001FRA](#); filed Oct 1, 2019, 9:40 a.m.: [20191030-IR-326190083FRA](#); errata filed Nov 27, 2019, 11:23 a.m.: [20191225-IR-326190644ACA](#); filed Feb 18, 2021, 1:12 p.m.: [20210317-IR-326200473FRA](#))

SECTION 2. [326 IAC 1-4-50](#) IS AMENDED TO READ AS FOLLOWS:

**[326 IAC 1-4-50](#) Marion County**

**Authority:** [IC 13-14-8](#); [IC 13-17-3](#)

**Affected:** [IC 13-15](#); [IC 13-17](#)

Sec. 50. The following attainment status designations are applicable to Marion County:

| Pollutant         | Designation  |
|-------------------|--|
| SO <sub>2</sub>   | <del>Nonattainment</del> <b>Attainment</b> effective <del>October 4, 2013</del> <b>May 21, 2020</b> , for the 2010 SO <sub>2</sub> standard for Center, Perry, and Wayne townships. Better than national standards for the remainder of the county.  |
| CO                | Attainment effective February 18, 2000, for the part of the city of Indianapolis bounded by 11th Street on the north; Capitol Avenue on the west; Georgia Street on the south; and Delaware Street on the east. Unclassifiable or attainment effective November 15, 1990, for the remainder of Indianapolis and Marion County. |
| O <sub>3</sub>    | Unclassifiable or attainment effective January 16, 2018, for the 2015 8-hour ozone standard.   |
| PM <sub>2.5</sub> | Unclassifiable or attainment effective April 15, 2015, for the 2012 annual PM <sub>2.5</sub> standard.   |
| PM <sub>2.5</sub> | Unclassifiable or attainment effective December 13, 2009, for the 2006 24-hour PM <sub>2.5</sub> standard.   |
| PM <sub>10</sub>  | Unclassifiable effective November 15, 1990.  |
| NO <sub>2</sub>   | Unclassifiable or attainment effective January 29, 2012, for the 2010 NO <sub>2</sub> standard.  |
| Pb                | Unclassifiable or attainment effective December 31, 2011, for the 2008 lead standard.  |

(Air Pollution Control Division; [326 IAC 1-4-50](#); filed Dec 26, 2007, 1:43 p.m.: [20080123-IR-326070308FRA](#); filed May 14, 2008, 2:36 p.m.: [20080611-IR-326070840FRA](#); filed Jan 30, 2013, 12:34 p.m.: [20130227-IR-326110774FRA](#); filed Oct 25, 2013, 2:41 p.m.: [20131120-IR-326130164FRA](#); filed May 14, 2014, 10:59 a.m.: [20140611-IR-326130502FRA](#); filed Jul 16, 2018, 1:17 p.m.: [20180815-IR-326180001FRA](#); filed Oct 1, 2019, 9:40 a.m.: [20191030-IR-326190083FRA](#); filed Feb 18, 2021, 1:12 p.m.: [20210317-IR-326200473FRA](#))

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Findings and Determination of the Commissioner Pursuant to [IC 13-14-9-8](#): [20200923-IR-326200473FDA](#)

Hearing Held: November 18, 2020

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