



FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

Via Electronic Mail

January 5, 2024

Ms. Jeaneanne Gettle
Acting Regional Administrator
U.S. Environmental Protection Agency (EPA) – Region 4
61 Forsyth Street, SW – Mail Code: 9T25
Atlanta, GA 30303-8909

Re: Withdrawal of Specified Provisions in Florida’s Proposed Revision to Florida’s State Implementation Plan – Florida SIP 2022-04, Chapter 62-204, F.A.C., Air Pollution Control – General Provisions – Repeals and Amendments

Dear Administrator Gettle:

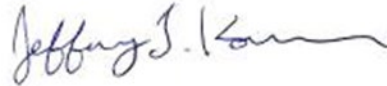
On August 12, 2022, the Florida Department of Environmental Protection (Department) submitted a final proposed revision to the Florida State Implementation Plan (SIP), which, among other requests, included revisions to specific regulatory provisions in Rule 62-204.340 Florida Administrative Code (F.A.C.) (“Designation of Attainment, Nonattainment, Unclassifiable, and Maintenance Areas”). For administrative purposes, the Department identified this SIP submittal as Florida SIP 2022-04, and EPA has identified one suite of proposed SIP revisions contained within Florida SIP 2022-04 as FL-169.

EPA is in the process of evaluating Florida’s proposed amendments to Rule 62-204.340, F.A.C., as a component of FL-169. After further analysis of the provisions of Rule 62-204.340, F.A.C., as currently adopted into Florida’s SIP, the Department has determined that further consideration of past state rule revisions to Rule 62-204.340, F.A.C., could lead to a more effective approach to revising this rule within Florida’s SIP. In the interest of proceeding expeditiously with other elements of FL-169, Florida hereby requests that EPA withdraw Florida’s requested amendments to Rule 62-204.340, F.A.C., as reflected in Florida SIP 2022-04.

The Department has consulted with the Air Planning Branch at EPA Region 4 on this matter, and EPA has acknowledged that a formal withdrawal letter would be an appropriate method of addressing this element of Florida’s pending SIP revision request. Florida will address issues pertaining to Rule 62-204.340, F.A.C., in a future SIP submittal.

We appreciate EPA's readiness to assist with this matter. If you have any questions about this partial withdrawal of Florida's proposed SIP revision, please contact Preston McLane at (850) 717-9041 or by email at Preston.McLane@FloridaDEP.gov.

Sincerely,

A handwritten signature in blue ink that reads "Jeffery F. Koerner". The signature is fluid and cursive, with a long horizontal flourish at the end.

Jeffery F. Koerner
Director
Division of Air Resource Management
Florida Department of Environmental Protection