

Air Quality Public Advisory Committee

Suite 300, 777 North Capitol Street, N.E. Washington, DC 20002-4239 !
Phone: (202) 962-3358 Fax: (202) 962-3203
<http://www.mwcoq.org/environment/committee/>

28 September 2004

The Honorable Robert L. Ehrlich, Jr.
Governor, State of Maryland
State House, 100 State Circle
Annapolis, MD 21401-1925

Secretary Kendl P. Philbrick
Department of the Environment
State of Maryland
1800 Washington Boulevard
Baltimore, MD 21230

The Honorable Paula C. Hollinger
Chair, Education, Health and
Environmental Affairs Committee
Maryland General Assembly
2 West, Miller Senate Building
Annapolis, MD 21401

The Honorable Maggie McIntosh
Chair, Environmental Matters Committee
Maryland General Assembly
Room 141 Lowe House Office Building
Annapolis, MD 21401

RE: Lack of Inclusion of a Section 185 Fee Penalty in the Maryland State Implementation Plan (SIP)

Dear Governor Ehrlich, Secretary Philbrick, Senator Hollinger and Delegate McIntosh:

The Air Quality Public Advisory Committee (AQPAC) of the Metropolitan Washington Council of Governments is composed of individuals from Southern Maryland, the District of Columbia, and Northern Virginia. Our Committee represents the areas of business/industry, environment/health, science/education, and community/civic. We are tasked with considering factors related to air quality and advising the Metropolitan Washington Air Quality Committee about the public reactions, needs, and requests to better the quality, usefulness, and ease of complying with regulations and state implementations for clean air in our region.

We are concerned about the lack of inclusion of a Section 185 fee penalty in the Maryland State Implementation Plan (SIP) sent to the Environmental Protection Agency this past spring. As the three jurisdictions, the District of Columbia, Maryland, and Virginia, are considered as one for the metropolitan region in air quality compliance and attainment, the result of Maryland's exclusion of Section 185 in its SIP presents a difficulty for all three jurisdictions rather than just Maryland.

The AQPAC feels that for the sake of comity for the fellow jurisdictions and as a matter of sound reason, the State of Maryland should seek to enact the Section 185 fee penalty provision. For this reason, AQPAC requests respectfully that the State of Maryland try again to agree on how to include Section 185 into their State Implementation Plan.

Sincerely,



Julie Crenshaw, Chairperson
Air Quality Public Advisory Committee