

August 13, 2010

Via: Overnight Delivery

Air Docket
Attention Docket ID No. EPA-HQ-OAR-2009-0043
Environmental Protection Agency
Mail Code: 6102T
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Re: Comments on the Re-designation of the Lead Nonattainment Area in Collin County, Texas

Dear Sir/Madam:

The City of Frisco, Texas ("City") is aware that on October 14, 2009 Texas Governor Rick Perry submitted to the United States Environmental Protection Agency ("USEPA") a letter suggesting that a portion of Collin County be re-designated as a non-attainment area ("NAA") under the 2008 Lead National Ambient Air Quality Standard ("NAAQS"). As noticed in 75 FR 39254, and in a June 14, 2010 letter from USEPA to Governor Perry, USEPA is proposing to adopt the suggested NAA re-designation. The City is directly impacted by this re-designation since the NAA is primarily within the City's corporate limits. The City opposes the re-designation as currently proposed.

Since the Exide plant has operated within the City for many years, there is a significant amount of monitoring data available to determine actual lead ("Pb") emissions from the facility. The City believes this actual data provides a better baseline for determining the extent of the NAA than the potential to emit ("PTE") data used by the Texas Commission on Environmental Quality ("TCEQ"). The City is concerned that the PTE data artificially expands the size of the NAA.

The City is concerned that the proposed NAA places areas of the City within the NAA when there is no factual or scientific basis for their inclusion. Placing private and public property within the NAA may well have a future negative impact on the use of that property. Therefore, such inclusion should be based on actual emission data rather than theoretical computer modeling.

The City appreciates the opportunity to provide these comments and requests that USEPA modify the proposed NAA to more accurately represent the actual impacted area.

Respectfully submitted,

George Purefoy
City Manager