UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8
999 18TH STREET - SUITE 300
DENVER, CO 80202-2466

SEP - 5 2002

Ref: 8P-AR

Rick Sprott, Director
Utah Department of Environmental Quality
Division of Air Quality
150 North 1950 West
P.O. Box 144820
Salt Lake City, Utah 84114-4820

Dear Rick:

Pursuant to Section 93.118(e) of the Transportation Conformity Rule (40 CFR Part 93, Subpart A), EPA has reviewed the Utah County PM_{10} State Implementation Plan (SIP) revision submitted by Governor Michael Leavitt on July 3, 2002. Our review was intended to determine the adequacy of the emissions budgets for PM_{10} contained in this plan for purposes of conformity. The conformity rule spells out limited technical and administrative criteria that we must use in determining adequacy of submitted emissions budgets, and we have determined that these criteria have been satisfied for these emissions budgets. Therefore, we find that the 2010 and 2020 PM_{10} and NO_x budgets are adequate for transportation conformity purposes. As a result of our adequacy finding, the Mountainland Association of Governments, the Utah Department of Transportation, and the U.S. Department of Transportation are required to use these budgets in future conformity analyses.

On March 2, 1999, the United States Court of Appeals for the District of Columbia Circuit issued a decision in *Environmental Defense Fund vs. the Environmental Protection Agency*, No. 97-1637, that we must make an affirmative determination that the submitted motor vehicle emission budgets contained in a SIP are adequate before they are used to determine the conformity of Transportation Improvement Programs or Long Range Transportation Plans. In response to the court decision, we make any submitted SIP revision containing a control strategy plan available for public comment and respond to these comments before announcing our adequacy determination.

On July 3, 2002, Governor Michael Leavitt submitted the Utah County PM_{10} SIP revision. We announced receipt of this plan on the Internet and requested public comment, regarding the budgets, by August 30, 2002. We received no comments on the budgets during that comment period.

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We will announce this adequacy determination in the Federal Register, but that notice will not constitute a new action or change the effect of this letter. This determination will become effective 15 days after the Federal Register announcement. If you have any questions, please contact me at (303) 312-6005, or Kerri Fiedler of my staff at (303) 312-6493.

Sincerely,

Richard R. Long, Director
Air and Radiation Program

cc: Harlan Miller, FHWA
Dave Beckhouse, FTA
Darrell Cook, MAG
Elden Bingham, UDOT