



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

**FEB 8 0 2009**

REPLY TO THE ATTENTION OF:

**AT-18J**

**Jeff J. Smith**  
Division Director  
Industrial Division 5th Floor  
520 Lafayette Road North  
St. Paul, Minnesota 55155-4194

Dear Mr. Smith:

Pursuant to the Memorandum of Agreement (MOA) between Minnesota Pollution Control Agency (MPCA) and U.S. Environmental Protection Agency (EPA) Region 5, signed by EPA in February 2005, EPA hereby grants delegation of implementation and enforcement authority of the Section 112 standards listed in Appendix C of the MOA (copy of list enclosed).

On October 3, 2008, MPCA submitted a letter to EPA providing proof of incorporation of Section 112 standards (without change), as required by item III.A.3 of the MOA. The Section 112 Standards listed in Appendix C of the MOA were published in the State Register on November 19, 2007 and effective November 26, 2007. Proof of incorporation was provided to EPA by way of a copy of the order adopting the rules and a copy of the adopted rule showing the incorporation by reference of each of the standards listed in Appendix C. Item III.B.3 of the MOA, requires EPA to respond to MPCA's written announcement of completing its rulemaking with a letter delegating enforcement authority of these standards.

Therefore, MPCA's request of delegation of implementation and enforcement authority of those 112 standards listed in Appendix C of the MOA has been granted by EPA.

If you have further questions concerning this matter please contact Rae Trine, of my staff, at 312-353-9228.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cheryl L. Newton".

Cheryl L. Newton  
Director  
Air and Radiation Division

Enclosure