

**RT ENVIRONMENTAL SERVICES, INC.***Your Solution-Oriented Environmental Services Firm*

## COURT REMANDS BOILER MACT LIMITS TO EPA

In a unanimous March 16th decision, the U.S. Court of Appeals for the District of Columbia upheld the use by EPA of "Work Practice Standards" in lieu of numeric emission limits during boiler start up and shut down. This action rejected environmentalist's arguments. A 2015 EPA Rule setting Maximum Achievable Control Technology (MACT) for boilers was found to have failed to explain why a limit of 130 parts per million of carbon monoxide is an acceptable surrogate for individual emissions for different air toxics.

One of the judges, Nina Pillard, wrote that EPA did not adequately justify its change of direction on the carbon monoxide limits because it failed to explain how the revised limits would minimize the targeted pollutants to the extent the Clean Air Act requires. Petitioners for the case were the Sierra Club and the EPA were considered respondents. The America Chemistry Council were intervenors.



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