

310 CMR 7.02 (14): CUMULATIVE IMPACT ANALYSIS

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(h) Department Review and Decision

- (1) The Department shall review the cumulative impact analysis report as part of its review of the comprehensive plan application under 310 CMR 7.02(5) and consider any comments submitted to the Department during its review.
- (2) The Department shall not propose to approve a comprehensive plan application for which a cumulative impact analysis was conducted pursuant to 310 CMR 7.02(14) unless:
 - (a) the requirements of 310 CMR 7.02(3)(j) and 310 CMR 7.02(14)(b)-(g) are met;
 - (b) any cumulative cancer risk calculated does not exceed the cumulative cancer risk limit in 310 CMR 7.02(14)(e)5.; and
 - (c) any cumulative non-cancer risk calculated does not exceed the cumulative non-cancer risk limit in 310 CMR 7.02(14)(e)6.
- (3) After completing its review of the cumulative impact analysis report and the comprehensive plan application, the Department shall issue a proposed decision approving the comprehensive plan application or denying the comprehensive plan application and hold a 60-day comment period pursuant to 310 CMR 7.02(3)(I).
- (4) After reviewing all public comments received on the Department's proposed decision, the Department shall issue a final decision approving or denying the application for comprehensive plan application.

(i) Cumulative Impact Analysis Regulation Review. Not later than December 31, ~~2025~~2027, the Department shall complete a review of the requirements in 310 CMR 7.02(14) and provide an opportunity for public comment to determine whether the program should be amended. This review shall evaluate the state of the science in cumulative impact analysis, the adequacy of the regulations to address cumulative impacts of air pollution through air permitting, program costs, and any other information relevant to review of the program.