

- 4) Lowered limits for leaks from coke oven doors, lids, and offtakes.

The American Coke and Coal Chemicals Institute (ACCCI) and Coke Oven Environmental Task Force (COETF), in which Cleveland-Cliffs participates, filed a petition for reconsideration and administrative stay of the Coke Ovens Rule, urging EPA to reconsider numerous aspects of the Coke Ovens Rule and to stay the effective date pending promulgation of replacement regulations.¹ On March 12, 2025, EPA announced it will reconsider several National Emission Standards for Hazardous Air Pollutants (NESHAPs) affecting a broad range of American industry, including the Coke Ovens Rule. On March 21, 2025, EPA informed the COETF that it will reconsider all the issues included in our petition for reconsideration for the Coke Ovens Rule.

CAA section 112(i)(4) provides that the President may exempt any stationary source from compliance with any standard or limitation under section 112 for up to two years if the President determines that the technology to implement such standard is not available and it is in the national security interests of the United States to do so. Section 112(i)(4) further provides that an exemption may be extended one or more additional periods, each additional period not to exceed two years.

Cleveland-Cliffs is requesting a two-year Presidential Exemption for each of the following Coke Ovens Rule requirements:

- 1) Fenceline monitoring, root cause and corrective action, and related reporting requirements;
- 2) Limits for allowable leaks from coke oven battery doors, lids, and offtakes and related reporting requirements; and
- 3) New MACT and work practice standards for coke oven pushing and battery stacks and related testing and reporting requirements.

A Presidential Exemption is warranted for the reasons detailed below.

I. This Request is Timely

This request has been submitted by the March 31, 2025 date indicated in EPA's Clean Air Act Section 112 Presidential Exemption Information fact sheet.

¹ The ACCCI/COETF's comments on the proposed rule and petition for reconsideration and stay are hereby incorporated by reference in support of this request. See ACCCI/COETF Petition for Reconsideration and Stay of the National Emission Standards for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching, and Battery Stacks, and Coke Oven Batteries; Residual Risk and Technology Review, and Periodic Technology Review (Sept. 3, 2024) ("ACCCI/COETF Petition for Reconsideration and Stay"); COETF Comments on the Proposed Rule National Emission Standards for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching, and Battery Stacks, and Coke Oven Batteries; Residual Risk and Technology Review, and Periodic Technology Review (Oct. 2, 2023) ("COETF Comments"), available at <https://www.regulations.gov/comment/EPA-HQ-OAR-2003-0051-1380>.