



Tony Evers

Office of the Governor | State of Wisconsin

June 30, 2026

Ms. Anne Vogel
Regional Administrator
U.S. Environmental Protection Agency, Region 5
77 West Jackson Blvd.
Chicago, IL 60604

Dear Regional Administrator Vogel:

This letter is Wisconsin's formal request under Section 107(d)(3)(D) of the Clean Air Act to the U.S. Environmental Protection Agency (EPA) to revise the boundary of the Milwaukee, Wisconsin Nonattainment Area for the 2015 ozone National Ambient Air Quality Standards (NAAQS).

Wisconsin is requesting that the EPA revise the boundary of the existing nonattainment area and create a standalone "Western Milwaukee, Wisconsin" 2015 ozone NAAQS nonattainment area. This area would consist of the counties of Washington and Waukesha and the inland portions of Ozaukee and Racine counties. The attached technical support document (TSD) contains the analyses that Wisconsin completed in support of this request. Specifically, this request relies on an updated analysis of the five factors used to designate nonattainment area boundaries.

Included with this request is an exceptional event demonstration for four high-ozone days in 2023 that were heavily impacted by smoke from Canadian wildfires. This demonstration impacts ozone design values at the Waukesha and Milwaukee U-Park monitors. Once ozone data is adjusted to reflect this demonstration, a Clean Data Determination for the Western Milwaukee, Wisconsin nonattainment area is supported, based on attaining values at the Waukesha monitor.

The EPA's significant expansion of Wisconsin's 2015 ozone NAAQS nonattainment areas in 2021 also applied retroactive designation dates to the revised areas. Wisconsin previously petitioned the EPA to reconsider that decision and repeats that request here. Specifically, Wisconsin believes the appropriate initial designation date for the remaining Wisconsin 2015 ozone NAAQS nonattainment areas is July 14, 2021, the effective date of the EPA's revised designations for these areas. This change would give these areas the full time to attain the NAAQS prescribed by the Clean Air Act and place them in Moderate classification, rather than Serious. Wisconsin requests that the EPA make this date change either when acting on this 107(d)(3)(D) request, or in a future, separate action. Additional details pertaining to this date correction request are included in Appendix A of the TSD.

Thank you for your consideration of this request. If you have any questions concerning this submittal or would like to discuss it further, please contact Karen Hyun, Secretary, Department of Natural Resources (DNR), or Gail Good, Director of the DNR Air Management Program.

Sincerely,

A handwritten signature in dark ink that reads "Tony Evers".

Tony Evers
Governor