INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We Protect Hoosiers and Our Environment.

Mitchell E. Daniels Jr.
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

TO: Interested Parties / Applicant

DATE: February 22, 2010

RE: Nucor Steel / 107 - 26659 - 00038

FROM: Matthew Stuckey, Branch Chief
Permits Branch
Office of Air Quality

Notice of Decision: Approval – Effective Immediately

Please be advised that on behalf of the Commissioner of the Department of Environmental Management, I have issued a decision regarding the enclosed matter. Pursuant to IC 13-17-3-4 and 326 IAC 2, this permit modification is effective immediately, unless a petition for stay of effectiveness is filed and granted, and may be revoked or modified in accordance with the provisions of IC 13-15-7-1.

If you wish to challenge this decision, IC 4-21.5-3-7 and IC 13-15-7-3 require that you file a petition for administrative review. This petition may include a request for stay of effectiveness and must be submitted to the Office Environmental Adjudication, 100 North Senate Avenue, Government Center North, Suite N 501E, Indianapolis, IN 46204, **within eighteen (18) days of the mailing of this notice**. The filing of a petition for administrative review is complete on the earliest of the following dates that apply to the filing:

(1) the date the document is delivered to the Office of Environmental Adjudication (OEA);
(2) the date of the postmark on the envelope containing the document, if the document is mailed to OEA by U.S. mail; or
(3) The date on which the document is deposited with a private carrier, as shown by receipt issued by the carrier, if the document is sent to the OEA by private carrier.

The petition must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision or otherwise entitled to review by law. Please identify the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, date of this notice and all of the following:

(1) the name and address of the person making the request;
(2) the interest of the person making the request;
(3) identification of any persons represented by the person making the request;
(4) the reasons, with particularity, for the request;
(5) the issues, with particularity, proposed for considerations at any hearing; and
(6) identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type issued by the Commissioner.

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Pursuant to 326 IAC 2-7-18(d), any person may petition the U.S. EPA to object to the issuance of a Title V operating permit or modification within sixty (60) days of the end of the forty-five (45) day EPA review period. Such an objection must be based only on issues that were raised with reasonable specificity during the public comment period, unless the petitioner demonstrates that it was impractible to raise such issues, or if the grounds for such objection arose after the comment period.

To petition the U.S. EPA to object to the issuance of a Title V operating permit, contact:

U.S. Environmental Protection Agency
401 M Street
Washington, D.C. 20406

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178. Callers from within Indiana may call toll-free at 1-800-451-6027, ext. 3-0178.

Enclosures
FNTV-PMOD.doc 3/27/08

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Mr. David Sulc
Nucor Steel
4357 South Nucor Road
Crawfordsville, Indiana 47933

February 22, 2010

Re: 107-26659-00038
Significant Permit Modification to:
Part 70 Operating Permit No. 107-7172-00038

Dear Mr. Sulc:

Nucor Steel was issued Part 70 Operating Permit T107-7172-00038 on December 29, 2006 for a steel mini-mill. An application to modify the source was received on May 27, 2008. Pursuant to 326 IAC 2-7-12, a Significant Permit Modification to this permit is hereby approved as described in the attached Technical Support Document.

The modification consists of incorporating the new PSD BACT limits and other applicable requirements for the re-routing of the two (2) LMFs (EU-13 (a) and EU-13 (b)) emissions to the Meltshop Baghouses 1 and 2, permitted in PSD/Significant Source Modification No. 107-26591-00038, including changes made to existing conditions due to appeals.

All other conditions of the permit shall remain unchanged and in effect. Please find a copy of the revised Part 70 permit.

This decision is subject to the Indiana Administrative Orders and Procedures Act - IC 4-21.5-3-5. If you have any questions on this matter, please contact Aida De Guzman OAQ, 100 North Senate Avenue, Indianapolis, Indiana, 46204-2251, or call at (800) 451-6027, and ask for Aida De Guzman or extension (3-4972), or dial (317) 233-4972.

Sincerely,

Matthew Stuckey, Chief
Permits Branch
Office of Air Quality

Attachments
APD

cc: Montgomery County
Montgomery County Health Department
Compliance and Enforcement Branch
Permit Administration Support Section

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
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PART 70 OPERATING PERMIT
OFFICE OF AIR QUALITY

Nucor Steel
4537 South Nucor Road
Crawfordsville, Indiana 47933

(herein known as the Permittee) is hereby authorized to construct subject to the conditions contained herein, the emission units described in Section A (Source Summary) of this Permit.

The Permittee must comply with all conditions of this permit. Noncompliance with any provisions of this permit is grounds for enforcement action; permit termination, revocation and reissuance, or modification; or denial of a permit renewal application. Noncompliance with any provision of this permit, except any provision specifically designated as not federally enforceable, constitutes a violation of the Clean Air Act. It shall not be a defense for the Permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit. An emergency does constitute an affirmative defense in an enforcement action provided the Permittee complies with the applicable requirements set forth in Section B, Emergency Provisions.

This approval is issued in accordance with 326 IAC 2, and 40 CFR Part 70 Appendix A and contains the conditions and provisions specified in 326 IAC 2-7 as required by 42 U.S.C. 7401, et. seq. (Clean Air Act as amended by the 1990 Clean Air Act Amendments), 40 CFR Part 70.6, IC 13-15 and IC 13-17.

Operation Permit No. 107-24699-00038	
Issued by: Nisha Sizemore, Chief Permits Branch Office of Air Quality	Issuance Date: December 29, 2006 Expiration Date: December 29, 2011

First Administrative Amendment No. 107-24009-00038, issued on January 26, 2007,
First Significant Permit Modification No. 107-24022-00038, issued on April 20, 2007,
Second Significant Permit Modification No. 107-24284-00038, issued on August 8, 2007,
Third Significant Permit Modification No. 107-24699-00038, issued on January 2, 2008, and
Second Administrative Amendment No. 107-24009-00038, issued on April 4, 2008.

Fourth Significant Permit Modification No. 107-26659-00038	
Issued by: Matthew Stuckey, Chief Permits Branch Office of Air Quality	Issuance Date: February 22, 2010 Expiration Date: December 29, 2011

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Record Keeping and Reporting Requirements [326 IAC 2-5.1-3(e)(2)] [326 IAC 2-6.1-5(a)(2)]
D.22.10 Record Keeping Requirements
D.22.11 Reporting Requirements

D.23 FACILITY OPERATION CONDITIONS - Welding

Emission Limitations and Standards [326 IAC 2-7-5(1)]
D.23.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

D.24 FACILITY OPERATION CONDITIONS - Miscellaneous Shears, Side Trimmers, and Scrap Cutting

Emission Limitations and Standards [326 IAC 2-7-5(1)]
D.24.1 Particulate [326 IAC 6-3-2]

D.25 FACILITY OPERATION CONDITIONS - Hot Strip Mill and Tunnel Furnace System

Emission Limitations and Standards [326 IAC 2-7-5(1)]
D.25.1 Hot Strip Mill PSD BACT [326 IAC 2-2]
D.25.2 Tunnel Furnace System PSD BACT [326 IAC 2-2
D.25.3 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

D.26 FACILITY OPERATION CONDITIONS - Annealing Furnaces

Emission Limitations and Standards [326 IAC 2-7-5(1)]
D.26.1 Nitrogen Oxides (NOx) [326 IAC 2-7-5]
D.26.2 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]
D.26.3 Record Keeping Requirements
D.26.4 Reporting Requirements

D.27 FACILITY OPERATION CONDITIONS - Degreasing

Emission Limitations and Standards [326 IAC 2-7-5(1)]
D.27.1 Cold Cleaner Operation [326 IAC 8-3-2]

D.28 FACILITY OPERATION CONDITIONS - Material Transfer Station

Emission Limitations and Standards [326 IAC 2-7-5(1)]
D.28.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]
D.28.2 Particulate Control Equipment Operation [326 IAC 2-2]

Compliance Determination Requirements
D.28.3 Preventive Maintenance Plan [326 IAC 2-7-5(13)]
D.28.4 Particulate Control

D.29 FACILITY OPERATION CONDITIONS - Electric Arc Furnaces, Ladle Metallurgical Furnaces, Argon Oxygen Decarburization (AOD) Vessels, Desulfurization, Continuous Casters, EAF Dust Treatment Facility

Emission Limitations and Standards [326 IAC 2-7-5(1)]
D.29.1 Meltshop Baghouses PSD BACT [326 IAC 2-2]
D.29.2 Operational Flexibility [326 IAC 2-2]
D.29.3 Meltshop PSD BACT for Metals [326 IAC 2-2]
D.29.4 Meltshop EAF Dust and Alloy Handling/Treatment System PM and Opacity PSD BACT [326 IAC 2-2]
D.29.5 Ladle Dryers PSD BACT [326 IAC 2-2]
D.29.6 Ladle Preheaters PSD BACT [326 IAC 2-2]
D.29.7 Tundish Dryout Station (TD #1) PSD BACT [326 IAC 2-2]
D.29.8 PSD Limit [326 IAC 2-2]
D.29.9 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

Compliance Determination Requirements [326 IAC 2-1.1-11]
D.29.10 Meltshop EAF PSD BACT [326 IAC 2-2]
D.29.11 Meltshop EAF Dust Handling System and Dust Treatment System PSD BACT [326 IAC 2-2]
D.29.12 Particulate Control Equipment Operation [326 IAC 2-2]
D.29.13 Testing Requirements [326 IAC 2-7-6(1),(6)] [326 IAC 2-1.1-11]
D.29.14 CO, SO2, and NOx Continuous Emission Rate Monitoring Requirement [326 IAC 2-2] [326 IAC 3-5]
D.29.15 Visible Emissions

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]
D.29.16 Maintenance of CEMS [326 IAC 2-7-5(3)(A)(iii)]
D.29.17 Bag Leak Detection System (BLDS) [40 CFR 60.13(i)(1)]
D.29.18 Scrubber Parametric Monitoring [326 IAC 2-7-5(3)(A)(iii)] [326 IAC 2-7-5(d)]
D.29.19 Scrubber Detection [326 IAC 2-7-5] [326 IAC 2-7-6]
D.29.20 Compliance Assurance Monitoring (CAM) [40 CFR Part 64]

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]
D.29.21 Record Keeping Requirements
D.29.22 Reporting Requirements [326 IAC 2-1.1-11]

D.30 FACILITY OPERATION CONDITIONS - ACTIVITIES – MELTSHOP

Emission Limitations and Standards [326 IAC 2-7-5(1)]
D.30.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2

D.31 FACILITY OPERATION CONDITIONS - NuPro Steel LLC Operations

Emission Limitations and Standards [326 IAC 2-7-5(1)]
D.31.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]
D.31.2 PM and PM10/PM2.5 Emissions Prevention of Significant Deterioration (PSD) Minor Limits [326 IAC 2-2]
D.31.3 Particulate Emission Limitations for Sources of Indirect Heating [326 IAC 6-2-4]

D.31.4 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

Compliance Determination Requirements
D.31.5 Testing Requirements [326 IAC 2-7-6(1), (6)] [326 IAC 2-1.1-11]
D.31.6 Particulate Control
D.31.7 Visible Emissions Notations [326 IAC 2-7-6(1)][326 IAC 2-7-5(1)]
D.31.8 Baghouse Parametric Monitoring
D.31.9 Broken or Failed Bag Detection

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]
D.31.10 Record Keeping Requirements

SECTION E.1 FACILITY OPERATION CONDITIONS - BOILERS

E.1.1 General Provisions Relating to NSPS [326 IAC 12-1-1] [40 CFR Part 60, Subpart A]
E.1.2 Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units [40 CFR Part 60, Subpart Dc]

SECTION E.2 FACILITY OPERATION CONDITIONS - Pickling, and Acid Regeneration

E.2.1 General Provisions Relating to NESHAP [326 IAC 20-1] [40 CFR Part 63, Subpart A]
E2.2 National Emissions Standards for Hazardous Air Pollutants for Steel Pickling-HCl Process

SECTION E.3 FACILITY OPERATION CONDITIONS - EAFS, AOD and EAF Dust Treatment

E.3.1 General Provisions Relating to NSPS [326 IAC 12-1-1] [40 CFR Part 60, Subpart A]
E.3.2 New Source Performance Standards for Steel Plants: Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 17, 1983 [40 CFR Part 60, Subpart AAa]

Certification
Emergency Occurrence Report
Semi-Annual Natural Gas Fired Boiler Certification
Part 70 Quarterly Report
Quarterly Deviation and Compliance Monitoring Report
Attachment A Fugitive Dust Control Plan

SECTION A SOURCE SUMMARY

This permit is based on information requested by the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ). The information describing the source contained in conditions A.1 through A.4 is descriptive information and does not constitute enforceable conditions. However, the Permittee should be aware that a physical change or a change in the method of operation that may render this descriptive information obsolete or inaccurate may trigger requirements for the Permittee to obtain additional permits or seek modification of this permit pursuant to 326 IAC 2, or change other applicable requirements presented in the permit application.

A.1 General Information [326 IAC 2-7-4(c)] [326 IAC 2-7-5(15)] [326 IAC 2-7-1(22)]

The Permittee owns and operates a stationary steel mini-mill.

Source Address:	4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address:	4537 South Nucor Road, Crawfordsville, Indiana 47933
General Source Phone Number:	(765) 364-1323
SIC Code:	3312
County Location:	Montgomery
Source Location Status:	Attainment for all criteria pollutants
Source Status:	Part 70 Permit Program Major Source, under PSD Rules Major Source, Section 112 of the Clean Air Act 1 of 28 Source Categories

A.2 Part 70 Source Definition [326 IAC 2-7-1(22)]

This steel mini-mill consists of a source with on-site contractors:

(a) Nucor Steel, the primary operation, is located at 4537 South Nucor Road, Crawfordsville, Indiana, 47933;

(b) NuPro Steel, LLC- Plant ID 107-00046, own by Nucor Corporation, is located at 3560 South Nucor Road, Crawfordsville, Indiana 47933;

(c) Whitesville Mill Processing, the supporting operation, is located at 4537 South Nucor Road, Crawfordsville, Indiana, 47933; and

(d) Linde Gases, the supporting operation, is located at 4537 South Nucor Road, Crawfordsville, Indiana, 47933.

(e) Heritage Environmental Services, the supporting operation, is located at 4537 South Nucor Road, Crawfordsville, Indiana, 47933.

One combined Part 70 permit will be issued to Nucor Steel, Whitesville Mill Processing, LINDE Gases, and Heritage Environmental Services. The new plant ID for the combined source is 107-00038.

A.3 Emission Units and Pollution Control Equipment Summary [326 IAC 2-7-4(c)(3)] [326 IAC 2-7-5(15)]

This stationary source consists of the following emission units and pollution control devices:

D.1 – CASTRIP – VACUUM DEGASSER AND FLARE

(a) One (1) vacuum degasser with process gas lances, identified as V #1, constructed in 2004, to be modified in 2006, a maximum capacity of 270 tons of steel/hour, emissions controlled by a closed flare, and exhausting to Stack 500. This vacuum degasser removes entrained gases from the steel. Desulfurization and/or decarburization may also occur during the degassing process. The enclosed flare burner has a maximum heat input capacity of 2 MMBtu/hour, uses natural gas as its primary fuel with propane as back up fuel, and operates with a minimum temperature of 1,400 ^{o}F. The flare only operates

when the vacuum degasser is under negative pressure (i.e., when CO must be controlled).

D.2 – CASTRIP – LOW NOx BOILER

(b) One (1) natural gas fueled low-NO_x boiler, identified as Boiler ID No. 501, constructed in 2004, a heat input capacity of 71.04 MMBtu/hour, utilizing low-NOx burners, and exhausting to Stack 501. This boiler provides steam to the vacuum degasser. Propane will be used as back up fuel.

Under 40 CFR Part 60, Subpart Dc, this unit is considered a steam generating unit.

D.3 – CASTRIP – PREHEATERS, DRYERS, AND ALLOY UNLOADING

(c) One (1) natural gas fueled ladle preheater, identified as LP-3, constructed in 2004, to be modified in 2006, a heat input capacity of 12 MMBtu/hour utilizing low NOx burners, emissions uncontrolled, and exhausting to a roof monitor (S-21, also identified as 105,106). Propane will be used as back up fuel.

(d) Two (2) natural gas-fired ladle preheaters, identified as LP-1 and LP-2, and one (1) natural gas-fired ladle dryer identified as LD-1, each constructed in 2002, to be modified in 2007, a heat input capacity of 12 MMBtu/hour each, utilizing low-NOx burners, and the capability to utilize propane as a backup fuel. The preheaters exhaust to roof monitor S-21. The ladle dryer exhausts to baghouse stack S-20.

(e) Two (2) natural gas-fired tundish preheaters, identified as TP-1 and TP-2, constructed in 2002, to be modified in 2006, a heat input capacity of 10 MMBtu per hour each, utilizing oxy-fuel burners, and have the capability to utilize propane as a backup fuel. Emissions exhaust to LMS baghouse stack S-20.

(f) Two (2) natural gas-fired tundish nozzle preheaters identified as TNP-1 and TNP-2, to be modified in 2006. Each tundish nozzle preheater shall be equipped with low-NOx burners, shall not exceed a maximum heat input rate of 2 MMBtu per hour, and has the capability to utilize propane as a backup fuel. Combustion emissions exhaust to the LMS baghouse stack identified as S-20.

(g) Three (3) natural gas-fired tundish dryers, identified as TD-1, TD-2, and TD-3, constructed in 2002, to be modified in 2006, with a maximum heat input capacity of 4 MMBtu per hour, 3 MMBtu per hour, and 1 MMBtu per hour, respectively, utilizing low-NOx burners, and having the capability to utilize propane as a backup fuel. Emissions exhaust to roof monitor S-21.

(h) Two (2) natural gas-fired transition piece preheaters, identified as TPP-3 and TPP-4, and two (2) natural gas-fired transition piece dryers, identified as TPD-1 and TPD-2, constructed in 2002, to be modified in 2006. The two (2) transition piece preheaters have a heat input capacity of 2 MMBtu per hour each for a combined total capacity of 4.0 MMBtu per hour, the two (2) transition piece dryers have heat input capacity of 0.15 MMBtu per hour each, utilizing low-NOx burners. The preheaters exhaust to baghouse stack S-20. The dryers exhaust to roof monitor S-21. The preheaters are used in the tundish operation located on the caster deck. The transition piece preheaters and transition piece dryers utilize propane as a backup fuel.

(i) Associated VTD alloy unloading, storage and feed systems, identified as AU-2, controlled by baghouses AU-2b and AU-2c, constructed in 2005, approved for modification in 2008, and consisting of:

(1) One (1) alloy truck dump station.

(2) Truck unloading/conveyors.

(3) Storage hoppers, all exhausting to a common bin vent, rated at 0.01 grains per dry standard cubic foot, into the building.

Alloy unloading is performed in a 3-sided building along the side of the existing Castrip building. Emissions exhaust to the atmosphere.

(4) One (1) bulk lime storage silo, with a capacity of 70 tons and a loading rate of 25 tons per hour, with a baghouse venting to stack AU-2a.

(5) One (1) totally enclosed screw auger system for the bulk lime storage silo with a loading rate of 30 tons per hour.

(j) Dumping, storage, and transfer operations of alloy raw materials for the strip caster plant, identified as AU-1 and constructed in 2002.

D.4 - CASTRIP – LMS, TUNDISH, AND CONTINUOUS STRIP CASTER

(k) A strip caster line rated at a maximum steel production rate of 270 tons per hour consisting of:

(1) One (1) ladle metallurgy station, identified as LMS-2, constructed in 2002, to be modified in 2006, and maximum production capacity of 270 tons of steel per hour, and emissions captured by a side draft hood that has a PM capture efficiency of 99 percent and controlled by the LMS-2 baghouse, and exhausting to the LMS-2 baghouse stack identified as S-20. The remaining uncontrolled emissions shall be exhausted through the LMS-2 roof monitor identified as S-21. The LMS-2 baghouse has an enclosed dust handling system or equivalent for material recovery and particulate matter control.

(2) Tundishes, identified as T-1, constructed in 2002, to be modified in 2006, with a maximum production capacity of 270 tons of steel per hour. The two (2) natural gas-fired tundish preheaters, identified as TP-1 and TP-2 and the three (3) natural gas-fired tundish dryers, identified as TD-1, TD-2 and TD-3, supply heat to the tundish. Only one (1) tundish may be operated at a given time. The tundish in operation feeds the molten metal from the LMS-2 ladle to one (1) continuous strip caster identified as CS-1.

(3) One (1) continuous strip caster, identified as CS-1, constructed in 2002, to be modified in 2006, a maximum capacity of 270 tons of steel per hour, and emissions captured by a canopy hood that has a PM capture efficiency of 98 percent. The captured PM in the gas stream shall be controlled by the LMS-2 baghouse and the gas stream shall be exhausted though the LMS-2 baghouse stack identified as S-20. The remaining uncontrolled emissions shall be exhausted through the LMS-2 roof monitor identified as S-21.

D.5 – INSIGNIFICANT ACTIVITIES – MISCELLANEOUS SILOS (See Condition A.4)

D.6 – INSIGNIFICANT ACTIVITIES – CASTRIP – COILERS, COIL CUTTING, AND HOT ROLLING STAND (See Condition A.4)

WASTEWATER TREATMENT PLANT

(l) One wastewater treatment plant, identified as WWTP, constructed in September 2002, consisting of two water recovery systems i.e. oil/alkali wastes and acid rinse water, and surge vessels for the regenerated acid, acid rinse water and spent pickle liquor. The WWTP consists of following:

(1) Oily waste tanks:

(A) Two (2) batch treatment tanks, identified as T-853 and T-854, with a maximum capacity of 12,000 gallons each, with emissions uncontrolled, and exhausting inside the building.

(B) One (1) decant oil tank, identified as T-856, with maximum capacity of 9,000 gallons with emissions uncontrolled, and exhausting inside the building.

(C) One (1) oily waste evaporator feed tank, identified as T-858, with maximum capacity of 20,000 gallons with emissions uncontrolled.

(D) One (1) oily waste evaporator concentrate tank, identified as T-857, with maximum capacity of 20,000 gallons with emissions uncontrolled, and exhausting inside the building.

(2) Acid tanks:

(A) Three (3) acid rinse water surge tanks, identified as T-850, T-851 and T-852, with a maximum capacity of 33,000 gallons each, with emissions controlled by the pickle line scrubber #1, and exhausting to stack S-17.

(B) One (1) lime neutralization tank, identified as T-875, with maximum capacity of 10,000 gallons, with emissions controlled by a wet particulate scrubber, and exhausting to stack S-60.

(C) One (1) acidic rinse evaporator feed tank, identified as T-877, with maximum capacity of 20,000 gallons with emissions uncontrolled and exhausting to stack S-17.

(D) One (1) acidic rinse evaporator concentrator tank, identified as T-878, with maximum capacity of 20,000 gallons with emissions uncontrolled and exhausting to stack S-17.

(3) Two (2) closed chamber type evaporators, identified as EV-1 and EV-2, each with a maximum capacity of 1,800 gallons per hour. This is a closed loop system with no emissions.

(4) One (1) vertical fixed roof galvanizing line wastewater storage tank, identified as T-855, with a capacity of 9,000 gallons, with emissions uncontrolled and exhausting inside the building.

(m) Three (3) raw acid/regenerated acid tanks, identified as T-867, T-868 and T-869, constructed in September 2002, with a maximum capacity of 33,000 gallons each, with emissions controlled by the pickle line scrubber, and exhausting to S-17.

Under 40 CFR Part 63, Subpart CCC, these units are considered new hydrochloric acid storage vessels.

(n) Four (4) spent pickle liquor tanks, identified as T-863, T-864, T-865 and T-866, constructed in September 2002, each with a maximum capacity of 33,000 gallons each, with emissions controlled by the pickle line scrubber, and exhausting to S-17.

(o) Lime silo system, constructed in 1989 and relocated in September 2002, including the following equipment:

(1) One (1) lime silo, identified as TFS-1, with a maximum capacity of 60,000 pounds.

(2) One (1) live bin bottom.

(3) One (1) screw conveyor.

(4) One (1) wet particulate scrubber.

D.7 – SLAG PROCESSING

(p) Slag processing, identified as EU-10, constructed in 1989, is performed by Whitesville Mill Service Company, an on-site contractor. Slag and other steel mill related materials are transported by slag pots or other mobile equipment, processed, and stockpiled with a maximum throughput of 305 tons/hr. This emission unit consists of storage piles (unprocessed and processed materials), grizzly feeding, slag processing (screening, conveying, and crushing), slag pot dumping, product loading for transport, and unpaved roads. The fugitive emissions from slag processing are controlled by water sprays and exhaust to the atmosphere.

(q) One (1) mill scale screen and conveyor system, identified as MSS-1, constructed in 2001, with a maximum throughput rate of 350 tons of mill scale per hour, with emissions uncontrolled, and exhausting to the atmosphere.

D.8 – LINDE GASES PLANT

(r) The Linde Gases Plant is operated by Linde Gases, an on-site contractor. It provides gases (oxygen, nitrogen, hydrogen, argon, and liquid air) consisting of:

(1) One (1) natural gas-fired boiler identified as ID No. 1, constructed in 1989, with a heat input capacity of 9 MMBtu per hour, with emissions uncontrolled, and exhausting to stack S-36. This boiler uses propane as a backup fuel.

(2) One (1) natural gas-fired boiler, identified as ID No. 2, constructed in 1994, with a heat input capacity of 15.0 MMBtu per hour, with emissions uncontrolled, and exhausting to stack S-37. This boiler uses propane as a backup fuel.

Under 40 CFR Part 60, Subpart Dc, this unit is considered a steam generating unit.

(3) One (1) natural gas-fired boiler, identified as the hydrogen plant boiler, constructed in 1996, with a heat input capacity of 9.98 MMBtu per hour, with emissions uncontrolled, and exhausting to stack S-30. This boiler uses propane as a backup fuel.

D.9 – INSIGNIFICANT ACTIVITIES – PAVED AND UNPAVED ROADS (See Condition A.4)

D.10 – PETROLEUM PRODUCT STORAGE

(s) One (1) 500 gallon aboveground gasoline storage tank, identified as GST #1, installed in 1988, using submerged filling technology to control VOC emissions, which exhausts to the atmosphere.

(t) Three (3) 500 gallon aboveground diesel storage tanks, identified as DST #1, DST #2, and DST #3, all installed in 1988, using submerged filling technology to control VOC emissions, which exhausts to the atmosphere.

(u) One (1) 5,000 gallon aboveground diesel storage tank, identified as DST #4, installed in 1988, using submerged filling technology to control VOC emissions, which exhausts to the atmosphere.

D.11 – COOLING TOWERS

(v) The contact and noncontact cooling towers are equipped with drift eliminators. Each cooling tower exhausts to the atmosphere.

Cooling Towers	No. of Cells	Average Capacity (gal/min)	Cooling Towers	No. of Cells	Average Capacity (gal/min)
Meltshop Non Contact	9	60,000	Galvanizing/Annealing Non Contact	2	6,500
Meltshop Caster Contact	2	5,000	Annealing Non Contact	2	5,000
Meltshop Caster Contact (expansion)	2	5,000	Castrip Contact	4	12,000
Hot Mill Contact	4	16,383	Castrip Non Contact	7	14,400
Hot Mill Contact (expansion)	1	4,000			
Hot Mill Non Contact	4	25,319	LINDE Non Contact (CT-91A)	1	900
Laminar Contact	3	11,600	LINDE Non Contact (CT-91B)	2	3,200
Cold Mill Non Contact	2	10,000			
Cold Mill Non Contact (expansion)	1	5,000			
Vacuum Degasser Contact	1	8,000	Vacuum Degasser Non Contact	1	8,000

D.12 – CLEAN SHRED SCRAP PLANT

(w) Clean shred scrap plant, permitted for construction in 2009 consisting of the following:

(1) One (1) loading pan with a maximum design throughput rate of 300 tons per hour, loaded by batch drop from front end loader, crane or truck, controlled by water sprays.

(2) Three (3) magnetic sorters and associated conveyor belts with a maximum design throughput rate of 300 tons per hour, with a total of eighteen (18) drop points. Water sprays will be used at the first conveyor belt in quantities sufficient enough that no additional water is necessary at the remaining downstream drop points.

This additional clean shred scrap plant will be used to sort scrap and scrap substitutes. This will also increase the size of the scrap metal storage area. However, it will not increase steel production since it does not increase the amount of scrap that can be supplied to the EAFs for melting.

INSIGNIFICANT ACTIVITIES – SCRAP HANDLING AND PROCESSING

(See Condition A.4)

D.13 – EMERGENCY GENERATORS

(w1) Diesel fired generators and air compressors for power outages and emergencies.

(1) Cold Mill generator, identified as GEN #3, constructed in 1997, with a capacity of 280 HP, with emissions uncontrolled.

(2) Hot Mill NC Cooling Tower generator, identified as GEN #1, constructed in 1989, with a capacity of 2,100 HP, with emissions uncontrolled.

(3) Galv Line Pot generator, identified as GEN #4, constructed in 1992, with a capacity of 890 HP, with emissions uncontrolled.

(4) MS Cooling Tower Cold Well generator, identified as GEN #2, constructed in 1996, with a capacity of 2,520 HP, with emissions uncontrolled.

D.14 – INSIGNIFICANT ACTIVITIES – FUEL DISPENSING FACILITIES
(See Condition A.4)

D.15 – COLD MILL – PICKLE LINES 1 AND 2

(x) Both Pickle Lines use enhanced HCl pickling solution and rinse water and are equipped with process tanks.

(1) Pickle Line 1, identified as PL1, constructed in 1988, with a maximum capacity of 250 tons/hr, controlled by a counter flow-packed scrubber and mist eliminators, and exhausting to stack S-17. The Pickle Line 1 scrubber has a design flow rate of 12,000 acf/min and a loading of 0.01 gr/dscf. Each pickle line has an electric static oiler.

Under 40 CFR Part 63, Subpart CCC, Pickle Line 1 is considered an existing continuous pickle line.

(2) Pickle Line 2, consisting of the following units:

(A) One (1) Pickle Line, identified as PL2, constructed in 1997, with a maximum capacity of 250 tons/hr, controlled by a tray scrubber and mist eliminators, and exhausting to stack S-18. The Pickle Line 2 scrubber has a design flow rate of 9,000 acf/min and a loading of 0.01 gr/dscf. Each pickle line has an electric static oiler.

Under 40 CFR Part 63, Subpart CCC, Pickle Line 2 is considered an existing continuous pickle line.

(3) The tank farm treats the rinse water from Pickle Line 1 and Pickle Line 2. These tanks also store spent acid, raw acid, regenerated acid, oily wastewater treated waters for reuse, treatment process wastewater, and other process and treated waters.

Under 40 CFR Part 63, Subpart CCC, the tanks that store virgin or regenerated hydrochloric acid are considered new hydrochloric acid storage vessels.

D.16 – COLD MILL – COLD REVERSING MILL 1 AND COLD MILL BOILER (CMB #1)

(y) Cold Reversing Mill 1, identified as EU-09, constructed in 1988, with a maximum capacity of 250 tons/hour. Emulsion oil is sprayed on the strip, controlled by hoods mounted on both sides of the mill stand and exhausting, through collision mist eliminators at a design flow rate of 84,000 acf/min and 0.01 gr/dscf, to stack S-32.

(z) One (1) natural gas fueled Cold Mill Boiler, identified as CMB#1, constructed in 1988, with a heat input capacity of 34 MMBtu per hour, with emissions uncontrolled and exhausting to stack S-19. The boiler uses propane as a backup fuel.

(z1) One (1) natural gas-fired NuPro boiler with a maximum heat input capacity of 10.9 million British thermal units per hour (MMBtu/hr), constructed in 1994 and re-permitted under Nucor Steel in 2008.

Under 40 CFR Part 60, Subpart Dc, unit in (z1) is considered steam generating unit.

D.17 – COLD MILL – REVERSING AND TEMPERING (R/T) MILL

(bb) Reversing and Tempering (R/T) Mill, (previously known as Temper Mill), identified as EU-14, constructed in 1995, with a maximum capacity of 250 tons of steel per hour, with emulsion oil sprayed on the strip, and controlled by hoods mounted on both sides of the mill stand and a fabric filter, exhausting through a panel-type collision mist eliminators to stack S-22. The panel-type collision mist eliminator has a design flow rate of 84,000 acf/min and an outlet grain loading of 0.01 gr/dscf. Note: This mill can reverse and temper. The mist eliminators operate as controls only when the mill is operating as a cold reversing mill.

D.18 – COLD MILL – ALKALINE CLEANING STATION

(cc) Alkali Cleaning at the Galvanizing line with mist eliminator as control. Emissions are exhausted to stack #510. The Alkaline Cleaning Station has a capacity of 140 tons of steel per hour.

D.19 – COLD MILL – ANNEALING FURNACES

(dd1) Eighteen (18) natural gas-fueled batch Annealing Furnaces, identified as EU-03, constructed in 2001. Each has a heat input capacity of 4.8 MMBtu per hour and a maximum throughput capacity of 200 tons of steel per hour. Emissions are uncontrolled and exhaust to roof vent (S-26).

(dd2) One (1) natural gas-fired annealing furnace, identified as AN-19, approved for construction in 2007, with a heat input capacity of 4.8 MMBtu per hour and a maximum throughput capacity of 200 tons of steel per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to roof vent (S-26).

D.20 – INSIGNIFICANT ACTIVITIES – COLD MILL – QUALITY CONTROL/REWIND INSPECTION LINE (See Condition A.4)

D.21 – COLD MILL – ACID REGENERATION

(ee) Acid Regeneration system, identified as EU-04, constructed in 1989, consisting of two natural gas fueled tangentially fired burners with a maximum rating of 5.6 MMBtu per hour, and an absorber and cyclone with emissions controlled by its own counter flow packed scrubber (identified as AR scrubber) with mist eliminator exhausting to stack S-31. The counter flow-packed scrubber has a design flow rate of 4,269 acf/min and loading of 0.04 gr/dscf. Propane is used as back up fuel.

Under 40 CFR Part 63, Subpart CCC, this unit is considered an existing acid regeneration plant.

D.22 – COLD MILL – GALVANIZING LINE/GALVANNEAL, CONTINUOUS ANNEALLING, PHOSPHATE AND CHROMATE APPLICATION

(ff) Thirty six (36) Main Burners, identified as PHB #1 – PHB #36, constructed in 1992, and modified in 2002, input capacity of 1.622 MMBtu per hour each, and three (3) Auxiliary Burners, each with a heat input capacity of 0.1 MMBtu per hour in the preheat furnace section of the galvanizing line using natural gas rated at maximum total capacity of 58.7 MMBtu per hour. The burners use natural gas as primary fuel and propane as backup fuel. The main burners exhaust to stack S-27. The NOx emissions from PHB #1 – PHB

#36 are controlled by a Selective Catalytic Reduction/Selective Non-Catalytic Reduction (SCR/SNCR) Systems. A continuous emissions monitor (CEM) is used to monitor NOx emissions. The galvanizing line has an electrostatic oiler. The three (3) Auxiliary Burners exhaust to the atmosphere.

(gg) Additional burners as follows:

(1) Forty four (44) Burners, identified as RB#1 – RB#44, constructed in 2002, each with a heat input capacity of 0.323 MMBtu per hour in radiant tube section with a maximum total capacity of 14.2 MMBtu per hour and option to replace nonconforming burners. The NOx emissions are controlled by a SCR System. The SCR/SNCR and SCR systems shall be referred to collectively as the SCR/SNCR system. The burners use natural gas as primary fuel and propane as backup fuel and exhaust to stack S-27.

(2) One (1) auxiliary burner with a maximum heat input of 3.2 MMBtu/hr in the Alkaline Cleaning Section. The burner is natural gas fired and use propane as backup.

(3) Two (2) auxiliary burners with a maximum heat input of 1.5 MMBtu/hr each in the Strip Dryer Section. The burners are natural gas fired and use propane as backup.

(4) Four (4) auxiliary burners with a maximum heat input of 0.052 MMBtu/hr each in the Pot Roll Heater. The burners are natural gas fired and use propane as backup.

(5) Two (2) emergency burners with a maximum heat input of 0.58 MMBtu/hr each in the Zinc Pot Section. The burners are natural gas fired and use propane as backup.

(6) Two (2) auxiliary burners with a maximum heat input of 0.013 MMBtu/hr each in the Preheat open end burners section. The burners are natural gas fired and use propane as backup.

The SCR/SNCR and SCR systems shall be referred to collectively as the SCR/SNCR system.

(hh) One (1) Zinc Coating pot, identified as ZP#1, constructed in 1992, with a maximum capacity of 140 tons of steel per hour, uncontrolled and exhausting to the atmosphere.

D.23 – INSIGNIFICANT ACTIVITIES – WELDING (See Condition A.4)

D.24 – INSIGNIFICANT ACTIVITIES – MISCELLANEOUS SHEARS, SIDE TRIMMERS, AND SCRAP CUTTING (See Condition A.4)

D.25 – HOT STRIP MILL & TUNNEL FURNACE SYSTEM

(ii) The Hot Strip Mill, identified as HSM, constructed in 1989, with a maximum capacity of 502 tons/hour consisting of various rolling mill processes: Shearing, Descaling, Finishing, Rollout Table, Coilers, Skin Pass Mill and Roll Grinders. Parts of the Hot Mill Strip are controlled by water roll cooling.

(jj) Tunnel Furnace System, identified as EU-02, constructed in 1989, with a maximum capacity of 502 tons/hour, with a maximum total heat input capacity of 200 MMBtu per hour, emissions uncontrolled, tunnel furnace 1 exhausts to stack S13 and S14, tunnel furnace 2 exhausts to stack S15, and consisting of:

(1) Tunnel Furnace 1 – Natural gas fired with a heat input capacity of 84 MMBtu per

hour. Tunnel Furnace 1 was constructed in 1989 as part of the original Tunnel Furnace System. Propane may be used as a backup fuel.

(2) Tunnel Furnace 2 – Natural gas fired with a heat input capacity of 84 MMBtu per hour. Tunnel Furnace 2 was constructed in 1994. Propane may be used as a backup fuel.

(3) Shuttle Furnaces 1 and 2 – Natural gas fired with a heat input capacity of 13 MMBtu per hour each using low NOx burners. Shuttle Furnaces 1 and 2 were constructed in 1994 and approved for a burner replacement in 2008. Propane may be used as a backup fuel.

(4) Snub Furnace – Natural gas fired with a heat input capacity of 6 MMBtu per hour. The snub furnace was constructed in 1989 and modified in 1994. Propane may be used as a backup fuel.

D.26 – HOT STRIP MILL – ANNEALING FURNACES

(kk) Two (2) natural gas-fired annealing furnaces using propane as a backup fuel, identified as HM #1 and HM #2, each with a maximum heat input capacity of 14.505 MMBtu per hour, both constructed in 2006. Emissions are controlled by low NOx burners and exhaust to the atmosphere.

D.27 – INSIGNIFICANT ACTIVITIES – DEGREASING (See Condition A.4)

D.28 – MELT SHOP – MATERIAL TRANSFER STATION

(ll) Material transfer station #1, located inside the building exhausting to general ventilation, which will service both the EAFs and the LMFs, used to transfer various types and grades of lime, carbon, foamy slag, scrap, scrap substitutes, and other alloys from rail cars. Railcars are unloaded to trucks, silos, or the meltshop alloy handling system. Identified as MT #1, constructed in 2003, and consisting of:

(1) Rail car bottom unloading through a rubber boot to a conveyor with emissions uncontrolled.

(2) One (1) totally enclosed conveyor, identified as MTC, constructed in 2003, with emissions controlled by a bin vent dust collector and exhausting to stack S-45.

(3) One (1) loading spout connected to the load truck with emissions uncontrolled.

(mm) Material transfer station #2, located inside the building and exhausting to the atmosphere, which services the EAFs and the LMFs, used to transfer various types and grades of lime, carbon, foamy slag, scrap, scrap substitutes, and other alloys from rail cars. Railcars are unloaded to trucks, silos, or the meltshop alloy handling system. Identified as MT #2, constructed in 2006, and consisting of:

(1) Ten (10) storage silos, each controlled by individual bin vent filters or the Meltshop EAF baghouses (1 and 2).

(2) One (1) rail unloading operation under a roof.

(3) One (1) truck dumping station enclosed by a three sided building.

(4) One (1) loader dumping station enclosed by a three sided building.

(5) Associated enclosed conveyors.

(6) Storage bins.

(7) Misc. feed equipment and controls.

(mm1) Material transfer station #3, located outside, exhausting to the atmosphere, which services both the EAFs and the LMFs, used to transfer various types and grades of lime, carbon, foamy slag, and other alloys from rail cars. Rail cars are unloaded to trucks, which transfer materials to silos, or the meltshop alloy handling system. Identified as MT #3, and consisting of:

(1) Rail car bottom unloading through a rubber boot to a conveyor with emissions uncontrolled.

(2) One (1) totally enclosed conveyor, identified as MTC #2 with emissions controlled by a bin vent dust collector and exhausting to the atmosphere.

(3) One (1) loading spout connected to the load truck with emissions uncontrolled.

D.29 – MELTSHOP– ELECTRIC ARC FURNACES, ARGON OXYGEN DECARBURIZATION (AOD) VESSELS, DESULFURIZATION, CONTINUOUS CASTERS, EAF DUST TREATMENT FACILITY

(nn) Two (2) Meltshop Electric Arc Furnaces (EAFs), identified as EAF #1 and EAF #2, constructed in 1989 and approved for modification in 2007 to replace the furnace bottoms. EAF #1 consists of three (3) co-jet oxyfuel burner/lance, each has a rated capacity of 6 megawatt constructed in 1996, and approved for modification in 2003 using oxygen, natural gas and propane as backup fuels. EAF #2 consists of three (3) co-jet oxyfuel burner/lance, each has a rated capacity of 6 megawatt constructed in 1996, and approved for modification in 2003 using oxygen, natural gas and propane as backup fuels. EAF #1 consists of three (3) carbon injectors with total maximum rated capacity of 1000 pounds per minute and EAF #2 consists of three (3) carbon injectors with total maximum rated capacity of 1000 pounds per minute constructed in 1996, and approved for modification in 2003. Together the EAFs and the Argon Oxygen Decarburization (AOD) have a maximum capacity of 502 tons/hour, with emissions controlled by multi compartment reverse air type baghouses (identified as Meltshop Baghouse1 and Meltshop Baghouse2). In addition the EAFs have the following associated equipment:

(1) Seven (7) small charge buckets, five (5) buckets constructed in 1989 and two (2) charge buckets approved for construction in 2007.

(2) Three (3) additional large charge buckets used for single furnace charges on both EAFs, approved for construction in 2007.

(3) Twenty-five (25) EAFs ladles, twenty-one (21) constructed in 1989, four (4) ladles approved for construction in 2007.

(4) EAF charge handling currently utilizing two (2) overhead cranes with magnets and a conveyor to load charge buckets constructed in 1989 and approved for modification in 2007 with the addition of 2 new scrap cranes with magnetics, enhancement of existing cranes and/or magnetics, use of rail and/or truck dump and loader operations and the use of mobile cranes to load charge buckets in the scrap yard.

(5) Flux and alloy material handling system for direct feeding of alloys, lime, carbon, scrap substitutes and other related materials to the EAFs constructed in 1989 and approved for modification in 2007 with the addition of bulk loading of material to the system in a three-sided building.

Under 40 CFR Part 60, Subpart AAa, these units are considered electric arc furnaces.

(1) The EAFs also utilize the following technologies:

(A) A direct shell evacuation (DSE) control system ("a fourth hole duct"),

(B) An overhead roof exhaust system consisting of canopy hoods,

(C) Oxy fuel burners, and

(2) Each or any combination of the Meltshop EAFs and AOD can independently produce the maximum capacity of 502 tons/hour of steel. Each Meltshop EAF can operate concurrently or independently to achieve this maximum capacity.

(3) Both the Meltshop Baghouse1 and Meltshop Baghouse2 capture the emissions from the Meltshop EAFs, AOD vessel, Desulfurization, Meltshop Continuous Casters, the three (3) Ladle Metallurgy Furnaces (EU-13 (a), EU-13 (b) and EU-13 (c)) and other miscellaneous sources. Each Meltshop Baghouse can sufficiently control emissions independently.

(A) The Meltshop Baghouse1 is a multi compartment positive pressure baghouse, has a design air flow rate of 1,527,960 actual cubic foot/min (acf/min) and an outlet PM loading of 0.0018 grains/dry standard cubic foot (gr/dscf). This Meltshop Baghouse1 exhausts to a roof vent/monitor identified as vent BH1.

(B) The Meltshop Baghouse2 is a multi compartment positive pressure baghouse, has a design flow rate of 915,000 dscf/min and 1,200,000 acf/min and an outlet PM loading of 0.0018 gr/dscf. This Meltshop Baghouse2 exhausts to a stack identified as BH2.

(4) The fugitive emissions generated during the furnace operations are captured by the Meltshop Roof Canopies or contained within the Meltshop Building.

(5) The Meltshop roof monitors include exhausts from the ladle preheaters, ladle dryers, tundish preheaters, tundish dryers, ladle lancing station, tundish dumping, fugitive emissions from the LMFs, fugitive emissions from the Meltshop Casters and other Meltshop operations.

(oo) One (1) Argon oxygen decarburization (AOD) vessel, identified as AOD1, constructed in 1995. One (1) top lance for AOD1 rated at 300,000 cubic feet/hour of oxygen. Together the AOD and the Meltshop EAFs have a total maximum capacity of 502 tons/hour, with emissions controlled by the Meltshop Baghouse1 which exhausts to a roof vent/monitor identified as vent BH1, and Meltshop Baghouse2 which exhausts to stack BH2. One Argon-Oxygen Decarburization Dryout and Preheat Burner, constructed pursuant to CP 107-3599-00038, as revised by A107-4631-00038, September 28, 1995.

Under 40 CFR Part 60, Subpart AAa, AOD1 is considered an argon-oxygen decarburization vessel.

(pp) Desulfurization (DS) is an additional step in the Meltshop operations that remove sulfur. It has a maximum capacity of 502 tons of metal per hour.

(qq) Two (2) Meltshop Continuous Casters, identified as CC #1 and CC #2, CC #1 was constructed in 1989, CC #2 was constructed in 1994, with total maximum capacity of 502 tons/hour, with emissions controlled by the Meltshop Baghouse1 identified as vent BH1 which exhausts to a roof vent/monitor or Meltshop Baghouse2 which exhausts to stack BH2. The steam from the Meltshop Continuous Casters exhausts through stack S-11.

(rr) An EAF dust treatment facility, identified as DTF, constructed in 2004, with a capacity of 100,000 lb/hour, with emission control by bin vents for the silos, scrubber for dust treatment and baghouse for truck loading. Dust transfer will also occur inside the building.

Under 40 CFR Part 60, Subpart AAa, this unit is considered a dust handling system. Options for the dust transfer are:

(1) from silo to truck through a loading spout,

(2) from silo to railcar through a loading spout,

(3) From silo to truck through a loading spout to transfer to the existing Meltshop Baghouses. Unloading from the truck at the existing Meltshop Baghouses also occurs in the building, transferring the dust through augers and a bucket elevator to the existing silo. In this option, the existing EAF dust treatment will have a maximum capacity of 100,000 lb/hr.

(4) Treating dust at the new silo and transferring to a truck. No loading spout is necessary because the material is no longer dusty, as treated.

The EAF dust treatment facility consists of the following:

(A) One (1) lime storage silo, identified as HRE #1, constructed in 1999, with a maximum capacity of 109 tons, emissions controlled by a bin vent filter, and exhausting to stack HR/E-2. Lime is pneumatically loaded to the silo at a maximum transfer rate of 40,000 pounds per hour.

(B) One (1) pugmill, identified as PM, constructed in 1999, with a maximum capacity of 100,000 pounds per hour, emissions controlled by one (1) venturi scrubber, and exhausting to stack HR/E-1. Lime is transferred to the pugmill via a screw conveyor system at a maximum transfer rate of 5,100 pounds per hour and EAF dust is transferred to the pugmill via gravity through an enclosed cone bottom loading spout at a maximum transfer rate of 100,000 pounds per hour.

(ss) Three (3) Meltshop Ladle Metallurgy Furnaces (LMFs)/Stirring Station, two (2) identified as EU-13 (a) and (b), constructed in 1988, and approved for modification in 2009 by ducting the exhaust to the Meltshop Baghouses 1 and 2; and one (1) LMF identified as EU-13 (c) approved for construction in 2007 with a maximum capacity of 502 tons/hour each. All three LMFs are controlled by the Meltshop Baghouses 1 and 2. In addition the LMFs have the following associated equipment:

(1) Ladle Preheaters, identified as LP #1a through LP #7a, consisting of:

(A) Three (3) natural gas-fired ladle preheaters, identified as LP #1a, LP #2a, and LP #3a, approved for construction in 2007, each with a heat input capacity of 10 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(B) One (1) natural gas-fired AOD ladle preheater, identified as LP #4a, approved for construction in 2007, with a heat input capacity of 10 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(C) One (1) natural gas-fired ladle preheater, identified as LP #5a, approved for construction in 2007, with a heat input capacity of 10 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(D) One (1) natural gas-fired ladle preheater, identified as LP #6, approved for construction in 2006, with a heat input capacity of 12 MMBtu/hour, utilizing low-NOx burners, using propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(E) One (1) natural gas-fired ladle preheater/dryer, identified as LP #7a, approved for construction in 2007, with a heat input capacity of 10 MMBtu/hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(2a) Ladle Dryer, identified as LDS #1, constructed in 1989, consisting of a low NOx natural gas fired burner, with a heat input capacity of 5 MMBtu per hour using propane as a backup fuel. Emissions are uncontrolled and exhausting to stack 12.

(2b) One (1) natural gas-fired Ladle Dryer, identified as LDS #1a, approved for construction in 2007, with a heat input capacity of 5 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-12.

(3) Five (5) Tundish Preheaters, identified as TP1 - TP5, constructed in 1995, each with a heat input capacity of 6 MMBtu per hour, using propane as a backup fuel.

(4) Two (2) Tundish Dryout Stations, identified as TD #1 and TD #2. TD #1 was constructed in 1989, and TD#2 was constructed in 1990, each with a heat input capacity of 9 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-10.

(5) Four (4) Tundish Nozzle Preheaters, identified as TNP #1- #4, constructed in 1995, consisting of a low NOx natural gas fired Preheaters, each with a heat input capacity of 0.8 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-10.

(6) One (1) natural gas-fired tundish dryout station, identified as TD #3, approved for construction in 2007, with a maximum heat input capacity of 2.4 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-10.

(7) Two (2) natural gas-fired mandrel dryers, identified as MD #1 and MD #2, approved for construction in 2007, each with a heat input capacity of 1.5 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-10.

(8) Fifteen (15) belt conveyors and 20 weight hoppers, with a maximum throughput of 200 tons per hour, approved for construction in 2007. These conveyors will supply lime, carbon and alloys to the new LMF EU-13(c)).

(9) Flux and alloy material handling system for direct feeding of alloys, lime, carbon, scrap substitutes and other related materials to the LMFs, constructed in 1988 and approved for modification in 2007 with the addition of a three-sided building for bulk loading of material to the system.

(D.30 – INSIGNIFICANT ACTIVITIES – MELTSHOP (See Condition A.4)

D.31 – NuPro Steel, LLC Operations

(a) Slitting operations, 1/4 inch slitter line which includes two (2) shears and one (1) edge trimmer, constructed in 1994; and 1/2 inch slitter line which includes two (2) shears and one (1) edge trimmer, constructed in 2003 both lines re-permitted under Nucor Steel in

2008, each with a maximum design capacity of 300,000 pounds of hot rolled steel coils per hour.

(b) Six (6) natural gas-fired air heaters, with each has a maximum heat input capacity of 0.8 MMBtu/hr, constructed in 1994 and re-permitted under Nucor Steel in 2008.

(c) One (1) cleaner/degreaser, permitted for construction in 2009, with one (1) heated cleaning section, with two (2) 4.8 MMBtu/hr natural gas-fired burners, with burners venting inside the building and one (1) cold cleaning section, consisting of cleaning and rinsing, with a mist eliminator, AC-02 rated at 0.003 grain per dry standard cubic foot (gr/dscf), venting into the atmosphere, and

(d) One (1) leveler/straightener line, permitted for construction in 2009, controlled by one (1) baghouse, AC-01 with maximum design air flow rate of 25,000 dry standard cubic feet per minute (dscfm), exhausting into the atmosphere.

A.4 Specifically Regulated Insignificant Activities [326 IAC 2-7-1(21)] [326 IAC 2-7-4(c)] [326 IAC 2-7-5(15)]

This stationary source also includes the following insignificant activities which are specifically regulated, as defined in 326 IAC 2-7-1(21):

D.5 – INSIGNIFICANT ACTIVITIES – MISCELLANEOUS SILOS

(a) Raw materials handling/storage, including silos which contain the following materials:

(1) One (1) lime silo TFS-1.

(2) Baghouse #1 lime silo (HRE #1).

(3) One (1) Iron Oxide Silo (IOS #1).

(4) Three (3) Baghouse Dust Silos (BHS#1, BHS#2, BHS#3).

(5) One (1) Soda Ash Silo (SAS #1) (this will become the sand silo).

(6) One (1) Iron Carbide Silo #1 (no longer in service).

(7) One (1) Lime Silo (#1 SEAF).

(8) One (1) Lime Silo (#2 SEAF).

(9) One (1) Lime Silo (#3 NEAF).

(10) One (1) Lime Silo (#4 NEAF).

(11) One (1) Injection Carbon Silo #1.

(12) One (1) Injection Carbon Silo #2.

(13) One (1) Charge Carbon Silo #1.

(14) One (1) Charge Carbon Silo #2.

(15) Three (3) AOD alloy system silos (AOD#1, AOD#2, and AOD#3).

(16) Ten (10) Melt Shop Alloy Feed System silos (MS alloy #1, MS alloy #2, MS alloy #3, MS alloy #4, MS alloy #5, MS alloy #6, MS alloy #7, MS alloy #8, MS alloy #9, MS alloy #10).

D.6 – INSIGNIFICANT ACTIVITIES – CASTRIP – COILERS, COIL CUTTING, AND HOT ROLLING STAND

Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(b) Two (2) coilers, identified as C-1 and C-2, constructed in 2002. Fugitive particulate emissions from this process are controlled by the application of water to the coilers and exhausting to the roof monitor S-21. These coil the steel strip from the continuous strip caster.

(c) Scrap coil cutting in the Castrip area, identified as CC-1, constructed in 2002, occurs on an as needed basis, controlled by the Castrip LMS Baghouse and exhausting to stack S-20.

(d) One (1) hot rolling stand, identified as HRS #1, constructed in 2002. This stand rolls the steel strip from the continuous strip caster to the desired gauge. Fugitive particulate emissions controlled by the application of water to the steel strip, and exhausting to the LMS roof monitor identified as S-21.

D.9 – INSIGNIFICANT ACTIVITIES – PAVED AND UNPAVED ROADS

(e) Paved and unpaved roads and parking lots with public access. Transport on new and existing paved roadways and parking lots, unpaved roadways, and unpaved areas around existing raw material storage piles.

D. 12 – INSIGNIFICANT ACTIVITIES – SCRAP HANDLING AND PROCESSING

Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(f) Cutting of scrap metals and scrap substitutes. Except as authorized in Condition D.12.1(c) of this permit cutting of certain types of scrap should be performed indoors and exhaust to general ventilation.

D.14 – INSIGNIFICANT ACTIVITIES – FUEL DISPENSING FACILITIES

(g) A gasoline fuel transfer and dispensing operation handling less than or equal to 1,300 gallons per day, such as filling of tanks, locomotives, automobiles or other mobile equipment, having a storage capacity less than or equal to 10,500 gallons.

A petroleum fuel other than gasoline dispensing facility, having a storage tank capacity less than or equal to ten thousand five hundred (10,500) gallons, and dispensing three thousand five hundred (3,500) gallons per day, or less.

(1) One (1) 10,000 gallon diesel storage tank, handling less than 3,000 gallons per day.

(2) One (1) 1,000 gallon diesel storage tank handling less than 500 gallons per day.

(3) One (1) 500 gallon diesel storage tank, located at the NuPro Plant.

D.20 – INSIGNIFICANT ACTIVITIES – COLD MILL – QUALITY CONTROL/REWIND INSPECTION LINE

Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(h) The unwinding and rewinding of steel coil for quality control inspections and the Cold Mill Quality Control Furnace.

D.23 – INSIGNIFICANT ACTIVITIES – WELDING

(i) The following equipment related to manufacturing activities not resulting in the emission of HAPs: brazing equipment, cutting torches, soldering equipment, welding equipment including the galvanizing line welder.

(j) Structural steel and bridge fabrication activities using 80 tons or less of welding consumables.

D.24 – INSIGNIFICANT ACTIVITIES – MISCELLANEOUS SHEARS AND SIDE TRIMMERS

Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(k) Various shears located at various sites throughout the facility.

(l) Side trimmers located at various sites throughout the facility.

D.27 – INSIGNIFICANT ACTIVITIES – DEGREASING

(m) Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21) consisting of: Degreasing operations, identified as DG, with a maximum throughput greater than 145 gallons per 12 months, uncontrolled and exhausting to the atmosphere.

D.30 – INSIGNIFICANT ACTIVITIES – MELTSHOP

(n) Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(1) Ladle tap hole cleaning and repair.

(2) Ladle/tundish refractory application and curing.

(3) Tundish dumping.

(4) Ladle dumping.

(5) Ladle/tundish refractory loading and removal.

A.5 Part 70 Permit Applicability [326 IAC 2-7-2]

This stationary source is required to have a Part 70 permit by 326 IAC 2-7-2 (Applicability) because:

(a) It is a major source, as defined in 326 IAC 2-7-1(22);

(b) It is a source in a source category designated by the United States Environmental Protection Agency (U.S. EPA) under 40 CFR 70.3 (Part 70 - Applicability).

SECTION B GENERAL CONDITIONS

B.1 Definitions [326 IAC 2-7-1]

Terms in this permit shall have the definition assigned to such terms in the referenced regulation. In the absence of definitions in the referenced regulation, the applicable definitions found in the statutes or regulations (IC 13-11, 326 IAC 1-2 and 326 IAC 2-7) shall prevail.

B.2 Permit Term [326 IAC 2-7-5(2)] [326 IAC 2-1.1-9.5] [326 IAC 2-7-4(a)(1)(D)] [13-15-3-6(a)]

(a) This permit, T107-7172-00038 is issued for a fixed term of five (5) years from the issuance date of this permit, as determined in accordance with IC 4-21.5-3-5(f) and IC 13-15-5-3. Subsequent revisions, modifications, or amendments of this permit do not affect the expiration date of this permit.

(b) If IDEM, OAQ, upon receiving a timely and complete renewal permit application, fails to issue or deny the permit renewal prior to the expiration date of this permit, this existing permit shall not expire and all terms and conditions shall continue in effect, including any permit shield provided in 326 IAC 2-7-15, until the renewal permit has been issued or denied.

B.3 Term of Conditions [326 IAC 2-1.1-9.5]

Notwithstanding the permit term of a permit to construct, a permit to operate, or a permit modification, any condition established in a permit issued pursuant to a permitting program approved in the state implementation plan shall remain in effect until:

(a) The condition is modified in a subsequent permit action pursuant to Title I of the Clean Air Act; or

(b) The emission unit to which the condition pertains permanently ceases operation.

B.4 Enforceability [326 IAC 2-7-7]

Unless otherwise stated, all terms and conditions in this permit, including any provisions designed to limit the source's potential to emit, are enforceable by IDEM, the United States Environmental Protection Agency (U.S. EPA) and by citizens in accordance with the Clean Air Act.

B.5 Termination of Right to Operate [326 IAC 2-7-10] [326 IAC 2-7-4(a)]

The Permittee's right to operate this source terminates with the expiration of this permit unless a timely and complete renewal application is submitted at least nine (9) months prior to the date of expiration of the source’s existing permit, consistent with 326 IAC 2-7-3 and 326 IAC 2-7-4(a).

B.6 Severability [326 IAC 2-7-5(5)]

The provisions of this permit are severable; a determination that any portion of this permit is invalid shall not affect the validity of the remainder of the permit.

B.7 Property Rights or Exclusive Privilege [326 IAC 2-7-5(6)(D)]

This permit does not convey any property rights of any sort or any exclusive privilege.

B.8 Duty to Provide Information [326 IAC 2-7-5(6)(E)]

(a) The Permittee shall furnish to IDEM, OAQ, within a reasonable time, any information that IDEM, OAQ, may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The submittal by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34). Upon request, the Permittee shall also furnish to IDEM, OAQ, copies of records required to be kept by this permit.

(b) For information furnished by the Permittee to IDEM, OAQ, the Permittee may include a claim of confidentiality in accordance with 326 IAC 17.1. When furnishing copies of requested records directly to U. S. EPA, the Permittee may assert a claim of confidentiality in accordance with 40 CFR 2, Subpart B.

B.9 Certification [326 IAC 2-7-4(f)] [326 IAC 2-7-6(1)] [326 IAC 2-7-5(3)(C)]

(a) Where specifically designated by this permit or required by an applicable requirement, any application form, report, or compliance certification submitted shall contain certification by a responsible official of truth, accuracy, and completeness. This certification shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

(b) One (1) certification shall be included, using the attached Certification Form, with each submittal requiring certification. One (1) certification may cover multiple forms in one (1) submittal.

(c) A responsible official is defined at 326 IAC 2-7-1(34).

B.10 Annual Compliance Certification [326 IAC 2-7-6(5)]

(a) The Permittee shall annually submit a compliance certification report which addresses the status of the source's compliance with the terms and conditions contained in this permit, including emission limitations, standards, or work practices. The initial certification shall cover the time period from the date of final permit issuance through December 31 of the same year. All subsequent certifications shall cover the time period from January 1 to December 31 of the previous year, and shall be submitted in physical form no later than July 1 of each year to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

and

United States Environmental Protection Agency, Region V
Air and Radiation Division, Air Enforcement Branch - Indiana (AE-17J)
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

(b) The annual compliance certification report required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ, on or before the date it is due.

(c) The annual compliance certification report shall include the following:

(1) The appropriate identification of each term or condition of this permit that is the basis of the certification;

(2) The compliance status;

(3) Whether compliance was continuous or intermittent;

(4) The methods used for determining the compliance status of the source, currently and over the reporting period consistent with 326 IAC 2-7-5(3); and

(5) Such other facts, as specified in Sections D of this permit, as IDEM, OAQ, may require to determine the compliance status of the source.

The submittal by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

B.11 Preventive Maintenance Plan [326 IAC 2-7-5(1),(3) and (13)] [326 IAC 2-7-6(1) and (6)] [326 IAC 1-6-3]

(a) If required by specific condition(s) in Section D of this permit, the Permittee shall prepare and maintain Preventive Maintenance Plans (PMPs) within ninety (90) days after issuance of this permit, including the following information for each facility:

(1) Identification of the individual(s) responsible for inspecting, maintaining, and repairing emission control devices;

(2) A description of the items or conditions that will be inspected and the inspection schedule for said items or conditions; and

(3) Identification and quantification of the replacement parts that will be maintained in inventory for quick replacement.

If, due to circumstances beyond the Permittee's control, the PMPs cannot be prepared and maintained within the above time frame, the Permittee may extend the date an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The PMP extension notification does not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(b) A copy of the PMPs shall be submitted to IDEM, OAQ, upon request and within a reasonable time, and shall be subject to review and approval by IDEM, OAQ. IDEM, OAQ, may require the Permittee to revise its PMPs whenever lack of proper maintenance causes or is the primary contributor to an exceedance of any limitation on emissions or potential to emit. The PMPs do not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) To the extent the Permittee is required by 40 CFR Part 60/63 to have an Operation Maintenance, and Monitoring (OMM) Plan for a unit, such Plan is deemed to satisfy the PMP requirements of 326 IAC 1-6-3 for that unit.

B.12 Emergency Provisions [326 IAC 2-7-16]

(a) An emergency, as defined in 326 IAC 2-7-1(12), is not an affirmative defense for an action brought for noncompliance with a federal or state health-based emission limitation.

(b) An emergency, as defined in 326 IAC 2-7-1(12), constitutes an affirmative defense to an action brought for noncompliance with a technology-based emission limitation if the affirmative defense of an emergency is demonstrated through properly signed, contemporaneous operating logs or other relevant evidence that describe the following:

(1) An emergency occurred and the Permittee can, to the extent possible, identify the causes of the emergency;

(2) The permitted facility was at the time being properly operated;

(3) During the period of an emergency, the Permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards or other requirements in this permit;

(4) For each emergency lasting one (1) hour or more, the Permittee notified IDEM, OAQ, within four (4) daytime business hours after the beginning of the emergency, or after the emergency was discovered or reasonably should have been discovered;

Telephone Number: 1-800-451-6027 (ask for Office of Air Quality, Compliance and Enforcement Branch), or
Telephone Number: 317-233-0178 (ask for Compliance and Enforcement Branch)
Facsimile Number: 317-233-6865

Indianapolis Offices
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(5) For each emergency lasting one (1) hour or more, the Permittee submitted the attached Emergency Occurrence Report Form or its equivalent, either by mail or facsimile to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

within two (2) working days of the time when emission limitations were exceeded due to the emergency.

The notice fulfills the requirement of 326 IAC 2-7-5(3)(C)(ii) and must contain the following:

(A) A description of the emergency;

(B) Any steps taken to mitigate the emissions; and

(C) Corrective actions taken.

The notification which shall be submitted by the Permittee does not require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

(6) The Permittee immediately took all reasonable steps to correct the emergency.

(c) In any enforcement proceeding, the Permittee seeking to establish the occurrence of an emergency has the burden of proof.

(d) This emergency provision supersedes 326 IAC 1-6 (Malfunctions). This permit condition is in addition to any emergency or upset provision contained in any applicable requirement.

(e) The Permittee seeking to establish the occurrence of an emergency shall make records available upon request to ensure that failure to implement a PMP did not cause or contribute to an exceedance of any limitations on emissions. However, IDEM, OAQ, may require that the Preventive Maintenance Plans required under 326 IAC 2-7-4(c)(9) be revised in response to an emergency.

(f) Failure to notify IDEM, OAQ, by telephone or facsimile of an emergency lasting more than one (1) hour in accordance with (b)(4) and (5) of this condition shall constitute a violation of 326 IAC 2-7 and any other applicable rules.

(g) If the emergency situation causes a deviation from a technology-based limit, the Permittee may continue to operate the affected emitting facilities during the emergency provided the Permittee immediately takes all reasonable steps to correct the emergency and minimize emissions.

(h) The Permittee shall include all emergencies in the Quarterly Deviation and Compliance Monitoring Report.

B.13 Permit Shield [326 IAC 2-7-15] [326 IAC 2-7-20] [326 IAC 2-7-12]

(a) Pursuant to 326 IAC 2-7-15, the Permittee has been granted a permit shield. The permit shield provides that compliance with the conditions of this permit shall be deemed in compliance with any applicable requirements as of the date of permit issuance, provided that either the applicable requirements are included and specifically identified in this permit or the permit contains an explicit determination or concise summary of a determination that other specifically identified requirements are not applicable. The Indiana statutes from IC 13 and rules from 326 IAC, referenced in conditions in this permit, are those applicable at the time the permit was issued. The issuance or possession of this permit shall not alone constitute a defense against an alleged violation of any law, regulation or standard, except for the requirement to obtain a Part 70 permit under 326 IAC 2-7 or for applicable requirements for which a permit shield has been granted.

This permit shield does not extend to applicable requirements which are promulgated after the date of issuance of this permit unless this permit has been modified to reflect such new requirements.

(b) If, after issuance of this permit, it is determined that the permit is in nonconformance with an applicable requirement that applied to the source on the date of permit issuance, IDEM, OAQ, shall immediately take steps to reopen and revise this permit and issue a compliance order to the Permittee to ensure expeditious compliance with the applicable requirement until the permit is reissued. The permit shield shall continue in effect so long as the Permittee is in compliance with the compliance order.

(c) No permit shield shall apply to any permit term or condition that is determined after issuance of this permit to have been based on erroneous information supplied in the permit application. Erroneous information means information that the Permittee knew to be false, or in the exercise of reasonable care should have been known to be false, at the time the information was submitted.

(d) Nothing in 326 IAC 2-7-15 or in this permit shall alter or affect the following:

(1) The provisions of Section 303 of the Clean Air Act (emergency orders), including the authority of the U.S. EPA under Section 303 of the Clean Air Act;

(2) The liability of the Permittee for any violation of applicable requirements prior to or at the time of this permit's issuance;

(3) The applicable requirements of the acid rain program, consistent with Section 408(a) of the Clean Air Act; and

(4) The ability of U.S. EPA to obtain information from the Permittee under Section 114 of the Clean Air Act.

(e) This permit shield is not applicable to any change made under 326 IAC 2-7-20(b)(2) (Sections 502(b)(10) of the Clean Air Act changes) and 326 IAC 2-7-20(c)(2) (trading based on State Implementation Plan (SIP) provisions).

(f) This permit shield is not applicable to modifications eligible for group processing until after IDEM, OAQ, has issued the modifications. [326 IAC 2-7-12(c)(7)]

(g) This permit shield is not applicable to minor Part 70 permit modifications until after IDEM, OAQ, has issued the modification. [326 IAC 2-7-12(b)(8)]

B.14 Prior Permits Superseded [326 IAC 2-1.1-9.5] [326 IAC 2-7-10.5]

(a) All terms and conditions of permits established prior to T107-7172-00038 and issued pursuant to permitting programs approved into the state implementation plan have been either

(1) incorporated as originally stated,

(2) revised under 326 IAC 2-7-10.5, or

(3) deleted under 326 IAC 2-7-10.5.

(b) Provided that all terms and conditions are accurately reflected in this permit, all previous registrations and permits are superseded by this Part 70 operating permit.

B.15 Deviations from Permit Requirements and Conditions [326 IAC 2-7-5(3)(C)(ii)]

(a) Deviations from any permit requirements (for emergencies see Section B - Emergency Provisions), the probable cause of such deviations, and any response steps or preventive measures taken shall be reported to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

using the attached Quarterly Deviation and Compliance Monitoring Report, or its equivalent. A deviation required to be reported pursuant to an applicable requirement that exists independent of this permit, shall be reported according to the schedule stated in the applicable requirement and does not need to be included in this report.

The Quarterly Deviation and Compliance Monitoring Report does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

(b) A deviation is an exceedance of a permit limitation or a failure to comply with a requirement of the permit.

B.16 Permit Modification, Reopening, Revocation and Reissuance, or Termination [326 IAC 2-7-5(6)(C)] [326 IAC 2-7-8(a)] [326 IAC 2-7-9]

(a) This permit may be modified, reopened, revoked and reissued, or terminated for cause. The filing of a request by the Permittee for a Part 70 permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any condition of this permit. [326 IAC 2-7-5(6)(C)] The notification by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

(b) This permit shall be reopened and revised under any of the circumstances listed in IC 13-15-7-2 or if IDEM, OAQ, determines any of the following:

(1) That this permit contains a material mistake.

(2) That inaccurate statements were made in establishing the emissions standards or other terms or conditions.

(3) That this permit must be revised or revoked to assure compliance with an applicable requirement. [326 IAC 2-7-9(a)(3)]

(c) Proceedings by IDEM, OAQ, to reopen and revise this permit shall follow the same procedures as apply to initial permit issuance and shall affect only those parts of this permit for which cause to reopen exists. Such reopening and revision shall be made as expeditiously as practicable. [326 IAC 2-7-9(b)]

(d) The reopening and revision of this permit, under 326 IAC 2-7-9(a), shall not be initiated before notice of such intent is provided to the Permittee by IDEM, OAQ, at least thirty (30) days in advance of the date this permit is to be reopened, except that IDEM, OAQ, may provide a shorter time period in the case of an emergency. [326 IAC 2-7-9(c)]

B.17 Permit Renewal [326 IAC 2-7-3] [326 IAC 2-7-4] [326 IAC 2-7-8(e)]

(a) The application for renewal shall be submitted using the application form or forms prescribed by IDEM, OAQ, and shall include the information specified in 326 IAC 2-7-4. Such information shall be included in the application for each emission unit at this source, except those emission units included on the trivial or insignificant activities list contained in 326 IAC 2-7-1(21) and 326 IAC 2-7-1(40). The renewal application does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

Request for renewal shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

A timely renewal application is one that is:

(1) Submitted at least nine (9) months prior to the date of the expiration of this permit; and

(2) If the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ, on or before the date it is due.

(b) If the Permittee submits a timely and complete application for renewal of this permit, the source's failure to have a permit is not a violation of 326 IAC 2-7 until IDEM, OAQ, takes final action on the renewal application, except that this protection shall cease to apply if, subsequent to the completeness determination, the Permittee fails to submit by the deadline specified in writing by IDEM, OAQ, any additional information identified as being needed to process the application.

B.18 Permit Amendment or Modification [326 IAC 2-7-11] [326 IAC 2-7-12][40 CFR 72]

(a) Permit amendments and modifications are governed by the requirements of 326 IAC 2-7-11 or 326 IAC 2-7-12 whenever the Permittee seeks to amend or modify this permit.

(b) Any application requesting an amendment or modification of this permit shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

Any such application shall be certified by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) The Permittee may implement administrative amendment changes addressed in the request for an administrative amendment immediately upon submittal of the request. [326 IAC 2-7-11(c)(3)]

B.19 Permit Revision Under Economic Incentives and Other Programs [326 IAC 2-7-5(8)] [326 IAC 2-7-12 (b)(2)]

(a) No Part 70 permit revision shall be required under any approved economic incentives, marketable Part 70 permits, emissions trading, and other similar programs or processes for changes that are provided for in a Part 70 permit.

(b) Notwithstanding 326 IAC 2-7-12(b)(1) and 326 IAC 2-7-12(c)(1), minor Part 70 permit modification procedures may be used for Part 70 modifications involving the use of economic incentives, marketable Part 70 permits, emissions trading, and other similar approaches to the extent that such minor Part 70 permit modification procedures are explicitly provided for in the applicable State Implementation Plan (SIP) or in applicable requirements promulgated or approved by the U.S. EPA.

B.20 Operational Flexibility [326 IAC 2-7-20] [326 IAC 2-7-10.5]

(a) The Permittee may make any change or changes at the source that are described in 326 IAC 2-7-20(b), (c), or (e), without a prior permit revision, if each of the following conditions is met:

(1) The changes are not modifications under any provision of Title I of the Clean Air Act;

(2) Any preconstruction approval required by 326 IAC 2-7-10.5 has been obtained;

(3) The changes do not result in emissions which exceed the limitations provided in this permit (whether expressed herein as a rate of emissions or in terms of total emissions);

(4) The Permittee notifies the:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

and

United States Environmental Protection Agency, Region V
Air and Radiation Division, Regulation Development Branch - Indiana (AR-18J)
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

in advance of the change by written notification at least ten (10) days in advance of the proposed change. The Permittee shall attach every such notice to the Permittee's copy of this permit; and

(5) The Permittee maintains records on-site, on a rolling five (5) year basis, which document all such changes and emissions trades that are subject to 326 IAC 2-7-20(b), (c), or (e). The Permittee shall make such records available, upon reasonable request, for public review.

Such records shall consist of all information required to be submitted to IDEM, OAQ, in the notices specified in 326 IAC 2-7-20(b)(1), (c)(1), and (e)(2).

(b) The Permittee may make Section 502(b)(10) of the Clean Air Act changes (this term is defined at 326 IAC 2-7-1(36)) without a permit revision, subject to the constraint of 326 IAC 2-7-20(a). For each such Section 502(b)(10) of the Clean Air Act change, the required written notification shall include the following:

(1) A brief description of the change within the source;

(2) The date on which the change will occur;

(3) Any change in emissions; and

(4) Any permit term or condition that is no longer applicable as a result of the change.

The notification which shall be submitted is not considered an application form, report or compliance certification. Therefore, the notification by the Permittee does not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) Emission Trades [326 IAC 2-7-20(c)]
The Permittee may trade emissions increases and decreases at the source, where the applicable SIP provides for such emission trades without requiring a permit revision, subject to the constraints of Section (a) of this condition and those in 326 IAC 2-7-20(c).

(d) Alternative Operating Scenarios [326 IAC 2-7-20(d)]
The Permittee may make changes at the source within the range of alternative operating scenarios that are described in the terms and conditions of this permit in accordance with 326 IAC 2-7-5(9). No prior notification of IDEM, OAQ, or U.S. EPA is required.

(e) Backup fuel switches specifically addressed in, and limited under, Section D of this permit shall not be considered alternative operating scenarios. Therefore, the notification requirements of part (a) of this condition do not apply.

B.21 Source Modification Requirement [326 IAC 2-7-10.5] [326 IAC 2-2-2]

(a) A modification, construction, or reconstruction is governed by the requirements of 326 IAC 2 and 326 IAC 2-7-10.5.

(b) Any modification at an existing major source is governed by the requirements of 326 IAC 2-2-2.

B.22 Inspection and Entry [326 IAC 2-7-6] [IC 13-14-2-2] [IC 13-30-3-1] [IC 13-17-3-2]

Upon presentation of proper identification cards, credentials, and other documents as may be required by law, and subject to the Permittee's right under all applicable laws and regulations to assert that the information collected by the agency is confidential and entitled to be treated as such, the Permittee shall allow IDEM, OAQ, U.S. EPA, or an authorized representative to perform the following:

(a) Enter upon the Permittee's premises where a Part 70 source is located, or emissions related activity is conducted, or where records must be kept under the conditions of this permit;

(b) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, have access to and copy any records that must be kept under the conditions of this permit;

(c) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, inspect any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit;

(d) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, sample or monitor substances or parameters for the purpose of assuring compliance with this permit or applicable requirements; and

(e) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, utilize any photographic, recording, testing, monitoring, or other equipment for the purpose of assuring compliance with this permit or applicable requirements.

B.23 Transfer of Ownership or Operational Control [326 IAC 2-7-11]

(a) The Permittee must comply with the requirements of 326 IAC 2-7-11 whenever the Permittee seeks to change the ownership or operational control of the source and no other change in the permit is necessary.

(b) Any application requesting a change in the ownership or operational control of the source shall contain a written agreement containing a specific date for transfer of permit responsibility, coverage and liability between the current and new Permittee. The application shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The application which shall be submitted by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) The Permittee may implement administrative amendment changes addressed in the request for an administrative amendment immediately upon submittal of the request. [326 IAC 2-7-11(c)(3)]

B.24 Annual Fee Payment [326 IAC 2-7-19] [326 IAC 2-7-5(7)][326 IAC 2-1.1-7]

(a) The Permittee shall pay annual fees to IDEM, OAQ, within thirty (30) calendar days of receipt of a billing. Pursuant to 326 IAC 2-7-19(b), if the Permittee does not receive a bill from IDEM, OAQ, the applicable fee is due April 1 of each year.

(b) Except as provided in 326 IAC 2-7-19(e), failure to pay may result in administrative enforcement action or revocation of this permit.

(c) The Permittee may call the following telephone numbers: 1-800-451-6027 or 317-233-4230 (ask for OAQ, Billing, Licensing, and Training Section), to determine the appropriate permit fee.

B.25 Credible Evidence [326 IAC 2-7-5(3)][326 IAC 2-7-6][62 FR 8314][326 IAC 1-1-6]

For the purpose of submitting compliance certifications or establishing whether or not the Permittee has violated or is in violation of any condition of this permit, nothing in this permit shall preclude the use, including the exclusive use, of any credible evidence or information relevant to whether the Permittee would have been in compliance with the condition of this permit if the appropriate performance or compliance test or procedure had been performed.

SECTION C **SOURCE OPERATION CONDITIONS**

Entire Source

Emission Limitations and Standards [326 IAC 2-7-5(1)]

C.1 Particulate Emission Limitations For Processes with Process Weight Rates Less Than One Hundred (100) Pounds per Hour [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2(e)(2), particulate emissions from any process not exempt under 326 IAC 6-3-1(b) or (c) which has a maximum process weight rate less than 100 pounds per hour, and the methods in 326 IAC 6-3-2(b) through (d) do not apply, shall not exceed 0.551 pounds per hour.

C.2 Opacity [326 IAC 5-1]

Pursuant to 326 IAC 5-1-2 (Opacity Limitations), except as provided in 326 IAC 5-1-3 (Temporary Alternative Opacity Limitations), opacity shall meet the following, unless otherwise stated in this permit:

(a) Opacity shall not exceed an average of forty percent (40%) in any one (1) six (6) minute averaging period as determined in 326 IAC 5-1-4.

(b) Opacity shall not exceed sixty percent (60%) for more than a cumulative total of fifteen (15) minutes (sixty (60) readings as measured according to 40 CFR 60, Appendix A, Method 9 or fifteen (15) one (1) minute nonoverlapping integrated averages for a continuous opacity monitor) in a six (6) hour period.

C.3 Open Burning [326 IAC 4-1] [IC 13-17-9]

The Permittee shall not open burn any material except as provided in 326 IAC 4-1-3, 326 IAC 4-1-4 or 326 IAC 4-1-6. The previous sentence notwithstanding, the Permittee may open burn in accordance with an open burning approval issued by the Commissioner under 326 IAC 4-1-4.1.

C.4 Incineration [326 IAC 4-2] [326 IAC 9-1-2]

The Permittee shall not operate an incinerator or incinerate any waste or refuse except as provided in 326 IAC 4-2 and 326 IAC 9-1-2.

C.5 Fugitive Dust Emissions [326 IAC 6-4]

The Permittee shall not allow fugitive dust to escape beyond the property line or boundaries of the property, right-of-way, or easement on which the source is located, in a manner that would violate 326 IAC 6-4 (Fugitive Dust Emissions).

C.6 Fugitive Particulate Matter Emission Limitations [326 IAC 6-5]

Pursuant to 326 IAC 6-5 (Fugitive Particulate Matter Emission Limitations), fugitive particulate matter emissions shall be controlled according to the plan submitted on December 2004. The plan is included as Attachment A.

C.7 Stack Height [326 IAC 1-7]

The Permittee shall comply with the applicable provisions of 326 IAC 1-7 (Stack Height Provisions), for all exhaust stacks through which a potential (before controls) of twenty-five (25) tons per year or more of PM or sulfur dioxide is emitted.

C.8 Asbestos Abatement Projects [326 IAC 14-10] [326 IAC 18] [40 CFR 61, Subpart M]

(a) Notification requirements apply to each owner or operator. If the combined amount of regulated asbestos containing material (RACM) to be stripped, removed or disturbed is at least 260 linear feet on pipes or 160 square feet on other facility components, or at least thirty-five (35) cubic feet on all facility components, then the notification requirements of

326 IAC 14-10-3 are mandatory. All demolition projects require notification whether or not asbestos is present.

(b) The Permittee shall ensure that a written notification is sent on a form provided by the Commissioner at least ten (10) working days before asbestos stripping or removal work or before demolition begins, per 326 IAC 14-10-3, and shall update such notice as necessary, including, but not limited to the following:

(1) When the amount of affected asbestos containing material increases or decreases by at least twenty percent (20%); or

(2) If there is a change in the following:

(A) Asbestos removal or demolition start date;

(B) Removal or demolition contractor; or

(C) Waste disposal site.

(c) The Permittee shall ensure that the notice is postmarked or delivered according to the guidelines set forth in 326 IAC 14-10-3(2).

(d) The notice to be submitted shall include the information enumerated in 326 IAC 14-10-3(3).

All required notifications shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The notice shall include a signed certification from the owner or operator that the information provided in this notification is correct and that only Indiana licensed workers and project supervisors will be used to implement the asbestos removal project. The notifications do not require a certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(e) Procedures for Asbestos Emission Control
The Permittee shall comply with the applicable emission control procedures in 326 IAC 14-10-4 and 40 CFR 61.145(c). Per 326 IAC 14-10-1, emission control requirements are applicable for any removal or disturbance of RACM greater than three (3) linear feet on pipes or three (3) square feet on any other facility components or a total of at least 0.75 cubic feet on all facility components.

(f) Demolition and Renovation
The Permittee shall thoroughly inspect the affected facility or part of the facility where the demolition or renovation will occur for the presence of asbestos pursuant to 40 CFR 61.145(a).

(g) Indiana Licensed Asbestos Inspector
The Permittee shall comply with 326 IAC 14-10-1(a) that requires the owner or operator, prior to a renovation/demolition, to use an Indiana Licensed Asbestos Inspector to thoroughly inspect the affected portion of the facility for the presence of asbestos. The requirement to use an Indiana Licensed Asbestos inspector is not federally enforceable

Testing Requirements [326 IAC 2-7-6(1)]

C.9 Performance Testing [326 IAC 3-6]

(a) All testing shall be performed according to the provisions of 326 IAC 3-6 (Source Sampling Procedures), except as provided elsewhere in this permit, utilizing any applicable procedures and analysis methods specified in 40 CFR 51, 40 CFR 60, 40 CFR 61, 40 CFR 63, 40 CFR 75, or other procedures approved by IDEM, OAQ.

A test protocol, except as provided elsewhere in this permit, shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

no later than thirty-five (35) days prior to the intended test date. The protocol submitted by the Permittee does not require certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(b) The Permittee shall notify IDEM, OAQ of the actual test date at least fourteen (14) days prior to the actual test date. The notification submitted by the Permittee does not require certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) Pursuant to 326 IAC 3-6-4(b), all test reports must be received by IDEM, OAQ not later than forty-five (45) days after the completion of the testing. An extension may be granted by IDEM, OAQ, if the Permittee submits to IDEM, OAQ, a reasonable written explanation not later than five (5) days prior to the end of the initial forty-five (45) day period.

Compliance Requirements [326 IAC 2-1.1-11]

C.10 Compliance Requirements [326 IAC 2-1.1-11]

The commissioner may require stack testing, monitoring, or reporting at any time to assure compliance with all applicable requirements by issuing an order under 326 IAC 2-1.1-11. Any monitoring or testing shall be performed in accordance with 326 IAC 3 or other methods approved by the commissioner or the U. S. EPA.

Compliance Monitoring Requirements [326 IAC 2-7-5(1)] [326 IAC 2-7-6(1)]

C.11 Compliance Monitoring [326 IAC 2-7-5(3)] [326 IAC 2-7-6(1)]

Unless otherwise specified in this permit, all monitoring and record keeping requirements not already legally required shall be implemented within ninety (90) days of permit issuance. If required by Section D, the Permittee shall be responsible for installing any necessary equipment and initiating any required monitoring related to that equipment. If due to circumstances beyond its control, that equipment cannot be installed and operated within ninety (90) days, the Permittee may extend the compliance schedule related to the equipment for an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

in writing, prior to the end of the initial ninety (90) day compliance schedule, with full justification of the reasons for the inability to meet this date.

The notification which shall be submitted by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

Unless otherwise specified in the approval for the new emission unit(s), compliance monitoring for new emission units or emission units added through a source modification shall be implemented when operation begins.

C.12 Maintenance of Continuous Emission Monitoring Equipment [326 IAC 2-7-5(3)(A)(iii)]

(a) The Permittee shall install, calibrate, maintain, and operate all necessary continuous emission monitoring systems (CEMS) and related equipment.

(b) In the event that a breakdown of a continuous emission monitoring system occurs, a record shall be made of the times and reasons of the breakdown and efforts made to correct the problem.

(c) Unless otherwise provided by a rule or in a D Section of this permit, whenever a continuous emission monitor other than an opacity monitor is malfunctioning or will be down for calibration, maintenance, or repairs for a period of four (4) hours or more, a calibrated backup CEMS shall be brought online within four (4) hours of shutdown of the primary CEMS, and shall be operated until such time as the primary CEMS is back in operation.

(d) Nothing in this permit shall excuse the Permittee from complying with the requirements to operate a continuous emission monitoring system pursuant to 36 IAC 2-2.

C.13 Monitoring Methods [326 IAC 3] [40 CFR 60] [40 CFR 63]

Any monitoring or testing required by Section D of this permit shall be performed according to the provisions of 326 IAC 3, 40 CFR 60, Appendix A, 40 CFR 60 Appendix B, 40 CFR 63, or other approved methods as specified in this permit.

C.14 Instrument Specifications [326 IAC 2-1.1-11] [326 IAC 2-7-5(3)] [326 IAC 2-7-6(1)]

(a) When required by any condition of this permit, an analog instrument used to measure a parameter related to the operation of an air pollution control device shall have a scale such that the expected maximum reading for the normal range shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale.

(b) The Permittee may request that the IDEM, OAQ approve the use of an instrument that does not meet the above specifications provided the Permittee can demonstrate that an alternative pressure gauge or other instrument specification will adequately ensure compliance with permit conditions requiring the measurement of the parameters.

Corrective Actions and Response Steps [326 IAC 2-7-5] [326 IAC 2-7-6]

C.15 Emergency Reduction Plans [326 IAC 1-5-2] [326 IAC 1-5-3]

Pursuant to 326 IAC 1-5-2 (Emergency Reduction Plans; Submission):

(a) The Permittee prepared and submitted written emergency reduction plans (ERPs) consistent with safe operating procedures on December 13, 1991.

(b) Upon direct notification by IDEM, OAQ, that a specific air pollution episode level is in effect, the Permittee shall immediately put into effect the actions stipulated in the approved ERP for the appropriate episode level.
[326 IAC 1-5-3]

C.16 Risk Management Plan [326 IAC 2-7-5(12)] [40 CFR 68]

If a regulated substance, as defined in 40 CFR 68, is present at a source in more than a threshold quantity, the Permittee must comply with the applicable requirements of 40 CFR 68.

C.17 Response to Excursions or Exceedances [326 IAC 2-7-5] [326 IAC 2-7-6]

(a) Upon detecting an excursion or exceedance, the Permittee shall restore operation of the emissions unit (including any control device and associated capture system) to its normal or usual manner of operation as expeditiously as practicable in accordance with good air pollution control practices for minimizing emissions.

(b) The response shall include minimizing the period of any startup, shutdown or malfunction and taking any necessary corrective actions to restore normal operation and prevent the likely recurrence of the cause of an excursion or exceedance (other than those caused by excused startup or shutdown conditions). Corrective actions may include, but are not limited to, the following:

(1) initial inspection and evaluation;

(2) recording that operations returned to normal without operator action (such as through response by a computerized distribution control system); or

(3) any necessary follow-up actions to return operation to within the indicator range, designated condition, or below the applicable emission limitation or standard, as applicable.

(c) A determination of whether the Permittee has used acceptable procedures in response to an excursion or exceedance will be based on information available, which may include, but is not limited to, the following:

(1) monitoring results;

(2) review of operation and maintenance procedures and records;

(3) inspection of the control device, associated capture system, and the process.

(d) Failure to take reasonable response steps shall be considered a deviation from the permit.

(e) The Permittee shall maintain the following records:

(1) monitoring data;

(2) monitor performance data, if applicable; and

(3) corrective actions taken.

C.18 Actions Related to Noncompliance Demonstrated by a Stack Test [326 IAC 2-7-5] [326 IAC 2-7-6]

(a) When the results of a stack test performed in conformance with Section C - Performance Testing, of this permit exceed the level specified in any condition of this permit, the Permittee shall take appropriate response actions. The Permittee shall submit a description of these response actions to IDEM, OAQ, within thirty (30) days of receipt of the test results. The Permittee shall take appropriate action to minimize excess emissions from the affected facility while the response actions are being implemented.

(b) A retest to demonstrate compliance shall be performed within one hundred twenty (120) days of receipt of the original test results. Should the Permittee demonstrate to IDEM, OAQ that retesting in one-hundred and twenty (120) days is not practicable, IDEM, OAQ may extend the retesting deadline.

(c) IDEM, OAQ reserves the authority to take any actions allowed under law in response to noncompliant stack tests.

The response action documents submitted pursuant to this condition do require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

C.19 Emission Statement [326 IAC 2-7-5(3)(C)(iii)][326 IAC 2-7-5(7)][326 IAC 2-7-19(c)][326 IAC 2-6]

(a) Pursuant to 326 IAC 2-6-3(a)(1), the Permittee shall submit by July 1 of each year an emission statement covering the previous calendar year. The emission statement shall contain, at a minimum, the information specified in 326 IAC 2-6-4(c) and shall meet the following requirements:

(1) Indicate estimated actual emissions of all pollutants listed in 326 IAC 2-6-4(a);

(2) Indicate estimated actual emissions of regulated pollutants as defined by 326 IAC 2-7-1 (32) ("Regulated pollutant, which is used only for purposes of Section 19 of this rule") from the source, for purpose of fee assessment.

The statement must be submitted to:

Indiana Department of Environmental Management
Technical Support and Modeling Section, Office of Air Quality
100 North Senate Avenue
MC 61-50 IGCN 1003
Indianapolis, Indiana 46204-2251

The emission statement does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(b) The emission statement required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ, on or before the date it is due.

C.20 General Record Keeping Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-6] [326 IAC 2-2] [326 IAC 2-3]

(a) Records of all required monitoring data, reports and support information required by this permit shall be retained for a period of at least five (5) years from the date of monitoring sample, measurement, report, or application. These records shall be physically present or electronically accessible at the source location for a minimum of three (3) years. The records may be stored elsewhere for the remaining two (2) years as long as they are available upon request. If the Commissioner makes a request for records to the Permittee, the Permittee shall furnish the records to the Commissioner within a reasonable time.

(b) Unless otherwise specified in this permit, all record keeping requirements not already legally required shall be implemented within ninety (90) days of permit issuance.

(c) If there is a project (as defined in 326 IAC 2-2-1(qq)) and/or 326 IAC 2-3-1(ll)) at an existing emissions unit, other than projects at a source with Plantwide Applicability Limitation (PAL), which is not part of a "major modification" (as defined in 326 IAC 2-2-1(ee)) and the Permittee elects to utilize the "projected actual emissions" (as defined in 326 IAC 2-2-1(rr)) and/or 326 IAC 2-3-1(mm), the Permittee shall comply with following:

(1) Before beginning actual construction of the "project" (as defined in 326 IAC 2-2-1(qq)) at an existing emissions unit, document and maintain the following records:

(A) A description of the project.

(B) Identification of any emissions unit whose emissions of a regulated new source review pollutant could be affected by the project.

(C) A description of the applicability test used to determine that the project is not a major modification for any regulated NSR pollutant, including:

(i) Baseline actual emissions;

(ii) Projected actual emissions;

(iii) Amount of emissions excluded under section 326 IAC 2-2-1(rr)(2)(A)(iii); and

(iv) An explanation for why the amount was excluded, and any netting calculations, if applicable.

(2) Monitor the emissions of any regulated NSR pollutant that could increase as a result of the project and that is emitted by any existing emissions unit identified in (1)(B) above; and

(3) Calculate and maintain a record of the annual emissions, in tons per year on a calendar year basis, for a period of five (5) years following resumption of regular operations after the change, or for a period of ten (10) years following resumption of regular operations after the change if the project increases the design capacity of or the potential to emit that regulated NSR pollutant at the emissions unit.

C.21 General Reporting Requirements [326 IAC 2-7-5(3)(C)] [326 IAC 2-1.1-11] [326 IAC 2-2] [326 IAC 2-3]

(a) The Permittee shall submit the attached Quarterly Deviation and Compliance Monitoring Report or its equivalent. Any deviation from permit requirements, the date(s) of each deviation, the cause of the deviation, and the response steps taken must be reported. This report shall be submitted within thirty (30) days of the end of the reporting period. The Quarterly Deviation and Compliance Monitoring Report shall include the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

(b) The report required in (a) of this condition and reports required by conditions in Section D of this permit shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(c) Unless otherwise specified in this permit, any notice, report, or other submission required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ, on or before the date it is due.

(d) Unless otherwise specified in this permit, all reports required in Section D of this permit shall be submitted within thirty (30) days of the end of the reporting period. All reports do require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

(e) The first report shall cover the period commencing on the date of issuance of this permit and ending on the last day of the reporting period. Reporting periods are based on calendar years, unless otherwise specified in this permit. For the purpose of this permit “calendar year” means the twelve (12) month period from January 1 to December 31 inclusive.

(f) If the Permittee is required to comply with the recordkeeping provisions of (c) in Section C.20 (General Record Keeping Requirements) for any “project” (as defined in 326 IAC 2-2-1(qq), and the project meets the following criteria, then the Permittee shall submit a report to IDEM, OAQ:

(1) The annual emissions, in tons per year, from the project identified in (c)(1) in Section C - General Record Keeping Requirements exceed the baseline actual emissions, as documented and maintained under Section C- General Record Keeping Requirements (c)(1)(C)(i), by a significant amount, as defined in 326 IAC 2-2-1, for that regulated NSR pollutant, and

(2) The emissions differ from the preconstruction projection as documented and maintained under Section C- General Record Keeping Requirements (c)(1)(C)(ii).

(3) The report for project at an existing emissions unit shall be submitted within sixty (60) days after the end of the year and contain the following:

(A) The name, address, and telephone number of the major stationary source.

(B) The annual emissions calculated in accordance with (c)(2) and (3) in Section C- General Record Keeping Requirements.

(C) The emissions calculated under the actual-to-projected actual test stated in 326 IAC 2-2-2(d)(3).

(D) Any other information that the Permittee deems fit to include in this report,

Reports required in this part shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(g) The Permittee shall make the information required to be documented and maintained in accordance with (c) in Section C - General Record Keeping Requirements available for review upon a request for inspection by IDEM, OAQ. The general public may request this information from the IDEM, OAQ under 326 IAC 17.1.

SECTION D.1 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]:

CASTRIP – VACUUM DEGASSER AND FLARE

(a) One (1) vacuum degasser with process gas lances, identified as V #1, constructed in 2004, to be modified in 2006, a maximum capacity of 270 tons of steel/hour, emissions controlled by a closed flare, and exhausting to Stack 500. This vacuum degasser removes entrained gases from the steel. Desulfurization and/or decarburization may also occur during the degassing process. The enclosed flare burner has a maximum heat input capacity of 2 MMBtu/hour, uses natural gas as its primary fuel with propane as back up fuel, and operates with a minimum temperature of 1,400 ^{o}F. The flare only operates when the vacuum degasser is under negative pressure (i.e., when CO must be controlled).

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.1.1 Vacuum Degasser PSD BACT Limits [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the Permittee shall comply with the following Best Available Control Technology (BACT) requirements:

(a) The carbon monoxide (CO) emissions from the vacuum degasser shall be controlled by a flare that uses natural gas as primary fuel, and propane as back up fuel.

(b) The carbon monoxide (CO) emissions from the vacuum degasser shall not exceed 0.075 pounds per ton of steel processed at the VTD, and 20.25 pounds per hour, based on a 3-hour block average.

(c) The sulfur dioxide (SO_2) emissions from the vacuum degasser shall not exceed 0.022 pounds per ton of steel processed at the VTD, and 5.4 pounds per hour, based on a 3-hour block average.

(d) The nitrogen oxides (NOx) emissions from the vacuum degasser shall not exceed 0.0055 pounds per ton of steel processed at the VTD, and 1.35 pounds per hour, based on a 3-hour block average.

(e) The volatile organic compound (VOC) emissions from the vacuum degasser shall not exceed 0.005 pounds per ton of steel processed at the VTD, and 1.35 pounds per hour, based on a 3-hour block average.

(f) The PM/PM_{10} (filterable plus condensable) emissions from the vacuum degasser shall not exceed 0.008 grain per dry standard cubic foot, and 0.45 pounds per hour, based on a 3-hour block average.

(g) The opacity from the vacuum degasser enclosed flare stack (Stack 500) shall not exceed three percent (3%) opacity, based on a six-minute average.

D.1.2 Operational Flexibility – PSD Requirements [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the Permittee may operate the vacuum degasser as follows:

(a) The gases can be removed from the steel after the steel has gone through the Castrip Ladle Metallurgical Station (LMS-2), or

(b) The gases can be removed from the steel before the steel goes through the Castrip Ladle Metallurgical Station (LMS-2), or

(c) The gases can be removed from the steel and the steel sent back to the Meltshop Continuous Casters for casting, or

(d) The steel may bypass the vacuum degassing process.

D.1.3 Flare PSD BACT Limits [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the Permittee shall comply with the following Best Available Control Technology (BACT) requirements:

(a) The 2 million British Thermal Unit per hour (MMBTU/hour) enclosed flare burner shall use natural gas as primary fuel and propane as back up fuel.

(b) The collateral nitrogen oxide (NO_x) emissions from the 2 MMBTU/hour flare burner shall not exceed 0.10 pounds per MMBTU. The NOx emissions from the 2 MMBTU/hour flare burner shall not exceed 0.005 pounds per ton of steel, and 0.675 pounds per hour, based on a 3-hour block average.

(c) The collateral sulfur dioxide (SO_2) emissions from the 2 MMBTU/hour flare burner shall not exceed 0.0006 pounds per MMBTU. The SO_2 emissions from the 2 MMBTU/hour flare burner shall not exceed 0.02 pounds per ton of steel, and 2.7 pounds per hour, based on a 3-hour block average.

(d) The collateral carbon monoxide (CO) emissions from the 2 MMBTU/hour flare burner shall not exceed 0.084 pounds per MMBTU. The CO emissions from the 2 MMBTU/hour flare burner shall not exceed 0.075 pounds per ton of steel, and 10.125 pounds per hour, based on a 3-hour block average.

(e) The collateral volatile organic compound (VOC) emissions from the 2 MMBTU/hour flare burner shall not exceed 0.0055 pounds per MMBTU. The VOC emissions from the 2 MMBTU/hour flare burner shall not exceed 0.005 pounds per ton of steel, and 0.675 pounds per hour, based on a 3-hour block average.

(f) The opacity from the vacuum degasser stack (500) shall not exceed three percent (3%) opacity based on a six-minute average (24 readings taken in accordance with 40 CFR Part 60, Appendix A, Method 9). This limitation satisfies the opacity limitations required by 326 IAC 5-1 (Opacity Limitations).

(g) The collateral PM/PM_{10} (filterable plus condensable) emissions from the 2 MMBTU/hour flare burner shall not exceed 0.0076 pounds per MMBTU. The PM/PM_{10} emissions from the 2 MMBTU/hour flare burner shall not exceed 0.008 grain per dry standard cubic foot, and 0.45 pounds per hour, based on a 3-hour block average.

D.1.4 Preventive Maintenance Plan (PMP) [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan (PMP) of this permit, is required for the vacuum degasser and its associated control device, a flare.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.1.5 Control Equipment Operation [326 IAC 2-2]

Pursuant to PSD SSM 107-21359-00038, issued April 27, 2006, the flare shall be in operation and control carbon monoxide (CO) emissions at all times when the vacuum degasser is under negative pressure.

D.1.6 Testing Requirements [326 IAC 2-7-6(1),(6)] [326 IAC 2-1.1-11] [326 IAC 2-2]

Pursuant to PSD SSM 107-21359-00038, issued April 27, 2006:

(a) Within 60 days after achieving the maximum production rate, but no later than 180 days after initial start-up of the vacuum degasser and enclosed flare, the Permittee shall perform carbon monoxide (CO) testing on stack 500 to show compliance with Conditions D.1.1(b) and D.1.3(d).

(b) These tests shall be performed using methods as approved by the Commissioner.

(c) Testing shall be conducted in accordance with Section C - Performance Testing.

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.1.7 Flare Operating Parameters [326 IAC 2-7-5] [326 IAC 2-7-6]

(a) The flare for the carbon monoxide (CO) emissions reductions shall be operated with a flame present at all times when the vacuum degasser is under negative pressure.

(b) The presence of a flare pilot flame shall be monitored when the vacuum degasser is under negative pressure using a thermocouple or any equivalent device to detect the presence of the flame.

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.1.8 Record Keeping Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

(a) The Permittee shall maintain records of testing performed pursuant to D.1.6 and records documenting that the flare was operated at all times when the vacuum degasser was under negative pressure to demonstrate compliance with D.1.7 at the source in a manner that they may be inspected by the IDEM, OAQ, or the US EPA, if so requested or required.

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements of this permit.

SECTION D.2 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]:

CASTRIP – LOW NOx BOILER

(b) One (1) natural gas fueled low-NO_x boiler, identified as Boiler ID No. 501, constructed in 2004, a heat input capacity of 71.04 MMBtu/hour, utilizing low-NOx burners, and exhausting to Stack 501. This boiler provides steam to the vacuum degasser. Propane will be used as back up fuel.

Under 40 CFR Part 60, Subpart Dc, this unit is considered a steam generating unit.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.2.1 Boiler ID No. 501 PSD BACT Limits [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the Permittee shall comply with the following Best Available Control Technology (BACT) requirements for Boiler ID No. 501:

(a) Boiler ID No. 501 shall use natural gas as primary fuel and propane as backup fuel.

(b) The nitrogen oxides (NO_x) emissions from Boiler ID No. 501 shall not exceed 0.035 pounds per MMBtu.

(c) The carbon monoxide (CO) emissions from Boiler ID No. 501 shall not exceed 0.061 pounds per MMBtu.

(d) The volatile organic compound (VOC) emissions from Boiler ID No. 501 shall not exceed 0.0026 pounds per MMBtu.

(e) The sulfur dioxide (SO_2) emissions from Boiler ID No. 501 shall not exceed 0.0006 pounds per MMBtu.

(f) The PM/PM_{10} (filterable and condensible) emissions from Boiler ID No. 501 shall not exceed 0.0076 pounds per MMBtu.

D.2.2 Particulate Emission Limitations for Sources of Indirect Heating [326 IAC 6-2-4]

Pursuant to 326 IAC 6-2-4, the PM emissions from Boiler ID No. 501 shall be limited to 0.30 pounds per MMBtu heat input.

This limitation is based on the following equation:

$Pt = 1.09 / Q^{0.26}$ where Pt = Pounds of PM emitted per million Btu (lb/MMBtu) heat input, and

Q = Total source maximum operating capacity rating in million Btu per hour (MMBtu per hour) heat input.

(Q = 34.0 + 15.0 + 9.0 + 9.98 + 71.0 = 139.02)

D.2.3 General Provisions Relating to NSPS [326 IAC 12-1][40 CFR Part 60, Subpart A]

The provisions of 40 CFR Part 60, Subpart A (General Provisions), which are incorporated by reference in 326 IAC 12-1, apply to Boiler ID No. 501, except when otherwise specified in 40 CFR Part 60, Subpart Dc.

D.2.4 Preventive Maintenance Plan (PMP) [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B – Preventive Maintenance Plan (PMP) of this permit, is required for Boiler ID No. 501.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.2.5 Low NO_x Burners [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the Permittee shall equip and operate Boiler ID No. 501 with natural gas fueled low NO_x burners and perform good combustion practices.

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.2.6 Record Keeping Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

(a) Pursuant to 40 CFR Part 60, Subpart Dc, the Permittee shall keep records of fuel used each calendar month by Boiler ID No. 501, including the types of fuel and amount used.

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements of this permit.

SECTION D.3 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]:
CASTRIP – PREHEATERS, DRYERS, AND ALLOY UNLOADING

(c) One (1) natural gas fueled ladle preheater, identified as LP-3, constructed in 2004, to be modified in 2006, a heat input capacity of 12 MMBtu/hour utilizing low NOx burners, emissions uncontrolled, and exhausting to a roof monitor (S-21, also identified as 105,106). Propane will be used as back up fuel.

(d) Two (2) natural gas-fired ladle preheaters, identified as LP-1 and LP-2, and one (1) natural gas-fired ladle dryer identified as LD-1, each constructed in 2002, to be modified in 2006, a heat input capacity of 12 MMBtu/hour each, utilizing low-NOx burners, and the capability to utilize propane as a backup fuel. The preheaters exhaust to roof monitor S-21. The ladle dryer exhausts to baghouse stack S-20.

(e) Two (2) natural gas-fired tundish preheaters, identified as TP-1 and TP-2, constructed in 2002, to be modified in 2006, a heat input capacity of 10 MMBtu per hour each, utilizing oxy-fuel burners, and have the capability to utilize propane as a backup fuel. Emissions exhaust to LMS baghouse stack S-20.

(f) Two (2) natural gas-fired tundish nozzle preheaters identified as TNP-1 and TNP-2, to be modified in 2006. Each tundish nozzle preheater shall be equipped with low-NOx burners, shall not exceed a maximum heat input rate of 2 MMBtu per hour, and has the capability to utilize propane as a backup fuel. Combustion emissions exhaust to the LMS baghouse stack identified as S-20.

(g) Three (3) natural gas-fired tundish dryers, identified as TD-1, TD-2, and TD-3, constructed in 2002, to be modified in 2006, with a maximum heat input capacity of 4 MMBtu per hour, 3 MMBtu per hour, and 1 MMBtu per hour, respectively, utilizing low-NOx burners, and having the capability to utilize propane as a backup fuel. Emissions exhaust to roof monitor S-21.

(h) Two (2) natural gas-fired transition piece preheaters, identified as TPP-3 and TPP-4, and two (2) natural gas-fired transition piece dryers, identified as TPD-1 and TPD-2, constructed in 2002, to be modified in 2006. The two (2) transition piece preheaters have a heat input capacity of 2 MMBtu per hour each for a combined total capacity of 4.0 MMBtu per hour, the two (2) transition piece dryers have heat input capacity of 0.15 MMBtu per hour each, utilizing low-NOx burners. The preheaters exhaust to baghouse stack S-20. The dryers exhaust to roof monitor S-21. The preheaters are used in the tundish operation located on the caster deck. The transition piece preheaters and transition piece dryers utilize propane as a backup fuel.

(i) Associated VTD alloy unloading, storage and feed systems, identified as AU-2, controlled by baghouses AU-2b and AU-2c, constructed in 2005, approved for modification in 2008, and consisting of:

(1) One (1) alloy truck dump station.

(2) Truck unloading/conveyors.

(3) Storage hoppers, all exhausting to a common bin vent, rated at 0.01 grains per dry standard cubic foot, into the building.

Alloy unloading is performed in a 3-sided building along the side of the existing Castrip building. Emissions exhaust to the atmosphere.

(4) One (1) bulk lime storage silo, with a capacity of 70 tons and a loading rate of 25 tons per hour, with a baghouse venting to stack AU-2a.

(5) One (1) totally enclosed screw auger system for the bulk lime storage silo with a loading rate of 30 tons per hour.

(j) Dumping, storage, and transfer operations of alloy raw materials for the strip caster plant, identified as AU-1 and constructed in 2002.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.3.1 Nitrogen Oxides (NO_X) Emission Limitations

(a) Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the small combustion units consisting of ladle preheaters LP-1, LP-2, and LP-3, tundish dryers TD-1, TD-2, and TD-3, and the transition piece dryers TPD-1 and TPD-2, shall comply with the following requirements:

(1) Each combustion facility shall utilize “good combustion practices”, utilize “pipeline quality” natural gas as the primary fuel and may utilize propane as a backup fuel; and

(2) The following combustion facilities shall vent to S-21 roof monitor:

Combustion Facility	No. Units	Each Unit’s Max Heat Input Rate (MMBtu/hr)	Burner Type (or equivalent)	Stack
Ladle Preheaters LP-1, LP-2, and LP-3	4	12	Low-NOx	S-21
Tundish Dryer TD-1	1	4	Low-NOx	S-21
Tundish Dryer TD-2	1	3	Low-NOx	S-21
Tundish Dryer TD-3	1	1	Low-NOx	S-21
Transition Piece Dryers TPD-1 and TPD-2	2	0.15	Low-NOx	S-21

(b) Pursuant to 326 IAC 2-2-3 (PSD BACT) and PSD SSM 107-21359-00038, issued April 27, 2006, the BACT for NOx from the tundish dryers identified as TD-1, TD-2, TD-3, and each transition piece dryer identified as TPD-1 and TPD-2 shall be proper equipment operation, the use of low NOx burners, and NOx emission rate shall not exceed an emission rate of 0.10 pounds per MMBtu. Further, the hourly NOx emission rate shall not exceed 0.40, 0.30, and 0.10 lbs per hour for emission units TD-1, TD-2, and TD-3, respectively, and the hourly NOx emission rate shall not exceed 0.015 lbs per hour for each transition piece dryer identified as TPD-1 and TPD-2.

(c) Pursuant to 326 IAC 2-2-3 (PSD BACT) and PSD SSM 107-21359-00038, issued April 27, 2006, the BACT for NOx from each ladle preheater identified as LP-1, LP-2, and LP-3

shall be proper operation and shall not exceed a NOx emission rate of 0.10 pounds per MMBtu and 1.2 lbs per hour.

D.3.2 Sulfur Dioxide (SO_2) Emission Limitations

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the combustion units specified in Condition D.3.1(a) shall utilize "good combustion practices", utilize "pipeline quality" natural gas as the primary fuel and may utilize propane as a backup fuel. The combustion units shall comply with the following requirements:

(a) BACT for SO_2 from the tundish dryers identified as TD-1, TD-2, and TD-3 and each transition piece dryer identified as TPD-1 and TPD-2 shall be proper operation and shall not exceed a SO_2 emission rate of 0.0006 pounds per MMBtu. Further, the hourly SO_2 emission rate shall not exceed 0.0024, 0.0018, and 0.0006 lbs per hour for emission units TD-1, TD-2, and TD-3, respectively, and the hourly SO_2 emission rate shall not exceed 0.0001 lbs per hour for each transition piece dryer identified as TPD-1 and TPD-2.

(b) BACT for SO_2 from each ladle preheater identified as LP-1, LP-2, and LP-3 shall be proper operation and shall not exceed a SO_2 emission rate of 0.0006 pounds per MMBtu and 0.007 lbs per hour.

D.3.3 Carbon Monoxide (CO) Emission Limitations

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the combustion units specified in Condition D.3.1(a) shall utilize "good combustion practices", utilize "pipeline quality" natural gas as the primary fuel and may utilize propane as a backup fuel, and comply with the following requirements:

(a) BACT for CO from the tundish dryers identified as TD-1, TD-2, and TD-3 and each transition piece dryer identified as TPD-1 and TPD-2 shall be proper operation and shall not exceed a CO emission rate of 0.084 pounds per MMBtu. Further, the hourly CO emission rate shall not exceed 0.336, 0.252, and 0.084 lbs per hour for emission units TD-1, TD-2, and TD-3, respectively, and the hourly CO emission rate shall not exceed 0.013 lbs per hour for each transition piece dryer identified as TPD-1 and TPD-2.

(b) BACT for CO from each ladle preheater identified as LP-1, LP-2, and LP-3 shall be proper operation and shall not exceed a CO emission rate of 0.084 pounds per MMBtu and 1.01 lbs per hour.

D.3.4 Particulate Matter (PM/PM10) Emission Limitations

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the combustion units specified in Condition D.3.1(a) shall utilize proper operation, utilize "pipeline quality" natural gas as the primary fuel, and may utilize propane as a backup fuel, and shall comply with the following requirements:

(a) BACT for PM/PM10 (filterable plus condensable) from the tundish dryers identified as TD-1, TD-2, TD-3 and each transition piece dryer identified as TPD-1 and TPD-2 shall be utilization of "good combustion practices" and shall not exceed a PM/PM10 (filterable plus condensable) emission rate of 0.0076 pounds per MMBtu. Further, the hourly PM/PM10 (filterable plus condensable) emission rate shall not exceed 0.030, 0.023, and 0.008 lbs per hour for emission units TD-1, TD-2, and TD-3, respectively, and the hourly PM/PM10 (filterable plus condensable) emission rate shall not exceed 0.0011 lbs per hour for each transition piece dryer identified as TPD-1 and TPD-2.

(b) BACT for PM/PM10 (filterable plus condensable) from each ladle preheater identified as LP-1, LP-2, and LP-3 shall be utilization of "good combustion practices" and shall not exceed a PM/PM10 (filterable plus condensable) emission rate of 0.0076 pounds per MMBtu and 0.091 lbs per hour.

(c) The opacity from the LMS-2 roof monitor (S-21) shall not exceed three percent (3%) opacity based on a six-minute average (24 readings taken in accordance with 40 CFR

Part 60, Appendix A, Method 9). Compliance with this limitation satisfies the opacity limitations required by 326 IAC 5-1 (Opacity Limitations).

D.3.5 Volatile Organic Compounds (VOC) Emission Limitations

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the combustion units specified in Condition D.3.1(a) shall utilize “good combustion practices”, utilize “pipeline quality” natural gas as the primary fuel and may utilize propane as a backup fuel, and comply with the following requirements:

(a) BACT for VOC from the tundish dryers identified as TD-1, TD-2, and TD-3 and each transition piece dryer identified as TPD-1 and TPD-2 shall be proper operation and shall not exceed a VOC emission rate of 0.0054 pounds per MMBtu. Further, the hourly VOC emission rate shall not exceed 0.011, 0.016, and 0.005 lbs per hour for emission units TD-1, TD-2, and TD-3, respectively, and the hourly VOC emission rate shall not exceed 0.0035 lbs per hour for each transition piece dryer identified as TPD-1 and TPD-2.

(b) BACT for VOC from each ladle preheater identified as LP-1, LP-2, and LP-3 shall be proper operation and shall not exceed a VOC emission rate of 0.0054 pounds per MMBtu and 0.065 lbs per hour.

D.3.6 Nitrogen Oxide (NOx) Emission Limitation [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the combustion units consisting of ladle dryer LD-1, tundish preheaters TP-1 and TP-2, transition piece preheaters TPP-3 and TPP-4, and tundish nozzle preheaters TNP-1 and TNP-2, shall comply with the following requirements:

(a) Each combustion facility shall utilize “good combustion practices”, utilize “pipeline quality” natural gas as the primary fuel and may utilize propane as a backup fuel; and

(b) The following combustion facilities shall vent to LMS-2 Baghouse stack S-20:

Combustion Facility	No. Units	Each Unit’s Max Heat Input Rate (MMBtu/hr)	Burner Type (or equivalent)	Stack
Ladle Dryer LD-1	1	12	Low-NOx	S-20
Tundish Preheaters TP-1 and TP-2	2	10	Oxy-Fuel	S-20
Transition Piece Preheaters TPP-3 and TPP-4	2	2	Low-NOx	S-20
Tundish Nozzle Preheaters TNP-1 and TNP-2	2	2	Low-NOx	S-20

D.3.7 VTD Alloy Handling PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the following BACT requirements apply to the VTD alloy unloading operations AU-2:

(a) The Permittee shall perform alloy unloading in a 3-sided building.

(b) The visible emissions from the alloy unloading shall not exceed 3% opacity, based on a 6-minute average.

(c) Except as otherwise provided by statute, rule, or this permit, the VTD material handling system bin vent filters for PM control shall be in operation and control emissions at all times the associated equipment controlled by the filters are in operation.

(d) In the event that filter failure is observed in a multi-compartment filter housing, if operations will continue for ten (10) days or more after the failure is observed before the failed units will be repaired or replaced, the Permittee shall promptly notify IDEM, OAQ of the expected date the failed units will be repaired or replaced. The notification shall also include the status of the applicable compliance monitoring parameters with respect to normal, and the results of any response actions taken up to the time of notification.

D.3.8 Dumping, Storage, and Transfer Operations PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the emissions from dumping, storage, and transfer operations of raw materials identified as AU-1 shall not exceed five percent (5%) opacity based on a six-minute average (24 readings taken in accordance with 40 CFR Part 60, Appendix A, Method 9). This limitation satisfies the opacity limitations required by 326 IAC 5.1 (Opacity Limitations).

D.3.9 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the particulate emissions from alloy handling and dumping, storage, and transfer operations (AU-1 and AU-2) shall not exceed the pound per hour emission rates established as E in the following formulas:

Interpolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the following equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour, and
P = process weight rate in tons per hour

or

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.3.10 Record Keeping Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

(a) The Permittee shall maintain records of all vendor guarantees for all combustion units listed in this section to demonstrate compliance with Condition D.3.2.

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements of this permit.

SECTION D.4 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]:

CASTRIP – LMS, TUNDISH, AND CONTINUOUS STRIP CASTER

(k) A strip caster line rated at a maximum steel production rate of 270 tons per hour consisting of:

(1) One (1) ladle metallurgy station, identified as LMS-2, constructed in 2002, to be modified in 2006, and maximum production capacity of 270 tons of steel per hour, and emissions captured by a side draft hood that has a PM capture efficiency of 99 percent and controlled by the LMS-2 baghouse, and exhausting to the LMS-2 baghouse stack identified as S-20. The remaining uncontrolled emissions shall be exhausted through the LMS-2 roof monitor identified as S-21. The LMS-2 baghouse has an enclosed dust handling system or equivalent for material recovery and particulate matter control.

(2) Tundishes, identified as T-1, constructed in 2002, to be modified in 2006, with a maximum production capacity of 270 tons of steel per hour. The two (2) natural gas-fired tundish preheaters, identified as TP-1 and TP-2 and the three (3) natural gas-fired tundish dryers, identified as TD-1, TD-2 and TD-3, supply heat to the tundish. Only one (1) tundish may be operated at a given time. The tundish in operation feeds the molten metal from the LMS-2 ladle to one (1) continuous strip caster identified as CS-1.

(3) One (1) continuous strip caster, identified as CS-1, constructed in 2002, to be modified in 2006, a maximum capacity of 270 tons of steel per hour, and emissions captured by a canopy hood that has a PM capture efficiency of 98 percent. The captured PM in the gas stream shall be controlled by the LMS-2 baghouse and the gas stream shall be exhausted though the LMS-2 baghouse stack identified as S-20. The remaining uncontrolled emissions shall be exhausted through the LMS-2 roof monitor identified as S-21.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.4.1 Particulate PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD SSM 107-21359-00038, issued April 27, 2006, the strip caster line (consisting of units LMS-2, T-1 and CS-1) shall comply with the following BACT requirements.

(a) The ladles associated with strip caster CS-1 shall be covered with lids which shall be closed at all times when transporting molten metal in the ladles outside a building in order to minimize uncontrolled emissions.

(b) Ladle Metallurgy Station LMS-2 shall be equipped with a side draft hood that evacuates particulate fumes from the LMS-2 to the LMS-2 baghouse. The side draft hood shall have a minimum capture efficiency of 99 percent.

(c) Tundish T-1 and continuous strip caster CS-1 shall be controlled by a canopy hood that evacuates particulate fumes to the LMS-2 baghouse. The hood shall have a minimum capture efficiency of at least 98 percent.

(d) The filterable PM/PM_{10} emissions from the LMS-2 baghouse shall not exceed 0.0018 grains per dry standard cubic feet (gr/dscf) at a maximum volumetric air flow rate of 200,000 dry standard cubic feet per minute and 3.08 pound per hour.

(e) The filterable and condensable PM/PM_{10} emissions from the LMS-2 baghouse shall not 0.0052 gr/dscf at a maximum volumetric air flow rate of 200,000 dry standard cubic feet per minute and 8.9 pound per hour.

(f) The opacity from the LMS-2 baghouse stack (S-20) shall not exceed three percent (3%) opacity based on a six-minute average (24 readings taken in accordance with 40 CFR Part 60, Appendix A, Method 9) when emitted from any baghouse, roof monitor or building opening. This limitation satisfies the opacity limitations required by 326 IAC 5-1 (Opacity Limitations).

(g) Except as otherwise provided by statute, rule, or this permit, the baghouses for PM control shall be in operation and control emissions at all times the associated equipment controlled by the baghouse are in operation.

(h) In the event that bag failure is observed in a multi-compartment baghouse, if operations will continue for ten (10) days or more after the failure is observed before the failed units will be repaired or replaced, the Permittee shall promptly notify IDEM, OAQ of the expected date the failed units will be repaired or replaced. The notification shall also include the status of the applicable compliance monitoring parameters with respect to normal, and the results of any response actions taken up to the time of notification.

D.4.2 Nitrogen Oxide (NOx) PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD SSM 107-21359-00038, issued April 27, 2006, the total emissions from the Castrip LMS-2 baghouse stack (S-20) shall not exceed 0.19 pounds of NOx per ton of steel processed at the LMS-2.

D.4.3 Carbon Monoxide (CO) PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD SSM 107-21359-00038, issued April 27, 2006, the total emissions from the Castrip LMS-2 baghouse stack (S-20) shall not exceed 0.141 pound of CO per ton of steel processed at the LMS-2.

D.4.4 Sulfur Dioxide (SO2) PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD SSM 107-21359-00038, issued April 27, 2006, the total emissions from the Castrip LMS-2 baghouse stack (S-20) shall not exceed 0.210 pounds SO_2 per ton of steel processed at the LMS-2.

D.4.5 PSD BACT for Metals [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), and PSD SSM 107-24348-00038, the Permittee shall comply with the following BACT requirements:

(a) The Lead emissions from the Castrip, CS-1 shall be limited to 0.13 pound per hour, based on a 3-hour block average.

(b) The Mercury emissions from the Castrip, CS-1 shall be limited to 0.02 pound per hour, based on a 3-hour block average.

(c) The Beryllium emissions from the Castrip, CS-1 shall be limited to 0.002 pound per hour, based on a 3-hour block average.

(d) The Fluorides emissions from the Castrip, CS-1 shall be limited to 2.7 pounds per hour, based on a 3-hour block average.

The fluorides emissions from the Castrip shall be minimized by using granular Fluorspar, to minimize fluorides emissions and it shall be applied at an average rate of 250 pounds/heat or less at the Castrip.

(e) The emissions from the lead and mercury shall be minimized in accordance with the Scrap Management Program (SMP) in Condition D.29.10(c) and

(f) The emissions from the Castrip LMS-2, Tundish T-1, and continuous strip caster CS-1 shall be controlled by a baghouse.

D.4.6 Operation Limitations [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), and PSD SSM 107-21359-00038, issued April 27, 2006, the strip caster line shall not exceed a maximum steel throughput of 2,365,200 tons per twelve (12) consecutive month period. The Permittee shall demonstrate compliance with these steel processing limits based on a consecutive twelve (12) month period.

D.4.7 Preventive Maintenance Plan

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan, of this permit, is required for the LMS-2 and continuous strip caster CS-1 and the particulate capture and control systems associated with LMS-2 and CS-1.

Compliance Determination and Monitoring

D.4.8 Performance Testing [326 IAC 2-2] [326 IAC 2-7-6(1),(6)] [326 IAC 2-1.1-11]

(a) Pursuant to 326 IAC 2-1.1-11, 326 IAC 2-2, and PSD SSM 107-21359-00038, issued April 27, 2006, the Permittee shall perform PM, NOx, CO, and SO_2, compliance stack tests for the LMS-2 baghouse stack (S-20) within one hundred eighty (180) days of April 27, 2006.

(b) Within 2.5 years after the most recent valid compliance demonstration, the Permittee shall conduct particulate testing to demonstrate compliance with the emission limitations in Condition D.4.1(e), using a modified EPA Method 5 of 40 CFR Part 60, Appendix A. Method 5 is modified to prevent the condensation of particulate matter after the filter, thereby facilitating the capture of all particulate matter fractions on the nozzle, probe and filter. The probe and filter temperature is maintained at or below 85 degrees Fahrenheit (^{0}F). The impinger temperature exit gas is maintained at or below 68 ^{0}F for volumetric/gravimetric moisture determination. The nozzle, probe liner and glass filter holder are rinsed with acetone and captured in seal glass container.

(c) Pursuant to 326 IAC 2-1.1-11 and 326 IAC 2-2, the Permittee shall perform opacity compliance stack tests for the LMS-2 baghouse stack (S-20) within one hundred eighty (180) days of April 27, 2006.

(d) Opacity tests shall be performed concurrently with the particulate compliance stack test for the LMS-2 baghouse stack, unless meteorological conditions require rescheduling the opacity tests to another date.

(e) Within 2.5 years after the most recent valid compliance demonstration, the Permittee shall conduct Lead, Mercury, Beryllium and Fluoride testing on the LMS-2 baghouse controlling the Castrip to demonstrate compliance with Condition D.4.5.

(f) The particulate testing required to demonstrate compliance with Condition D4.1(d) shall be performed utilizing 40 CFR Part 60, Appendix A, Method 5, Method 201 or Method 201A.

(g) All compliance stack tests shall be repeated at least once every 2.5 years from the date of a valid compliance demonstration.

IDEM, OAQ retains the authority under 326 IAC 2-1-4(f) to require the Permittee to perform additional and future compliance testing as necessary. Testing shall be conducted in accordance with Section C – Performance Testing requirements.

D.4.9 Visible Emissions Notations

(a) Visible emission notations of the LMS-2 baghouse stack exhaust shall be performed once per day during normal daylight operations. A trained employee shall record whether emissions are normal or abnormal.

(b) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.

(c) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.

(d) A trained employee is an employee who has worked at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.

(e) If abnormal emissions are observed, the Permittee shall take reasonable steps in accordance with Section C – Response to Excursions or Exceedances. Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances, shall be considered a deviation from this permit.

D.4.10 Baghouse Parametric Monitoring

(a) The Permittee shall record the pressure drop across the LMS-2 baghouse used in conjunction with LMS-2 or CS-1, at least once per day when the process is in operation. When for any one reading, the pressure drop across the baghouse is outside the normal range of 1.0 and 10.0 inches of water or a range established during the latest stack test, the Permittee shall take reasonable response steps in accordance with Section C - Response to Excursions or Exceedances. A pressure reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances shall be considered a deviation from this permit.

The instrument used for determining the pressure shall comply with Section C - Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated at least once annually.

(b) The Permittee shall record the fan amperes of LMS baghouse fan at least once per day when the associated LMS or continuous strip caster is in operation. Unless operated under conditions for which Section C - Response to Excursions or Exceedances specifies otherwise, the fan amperes of the capture and control system shall be maintained within plus or minus 15% of the value established during the most recent compliant stack test. Section C - Response to Excursions or Exceedances for this unit shall contain troubleshooting contingency and response steps for when the fan amperes are more than 15% above or below the above-mentioned value for any one reading. Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances, shall be considered a deviation of this permit.

The instrument used for determining the fan amperes shall comply with Section C - Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated at least once annually.

D.4.11 Broken or Failed Bag Detection

(a) For a single compartment baghouse-controlling emissions from a process operated continuously, a failed unit and the associated process shall be shut down immediately until the failed unit has been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

(b) For a single compartment baghouse controlling emissions from a batch process, the feed to the process shall be shut down immediately until the failed unit has been repaired or replaced. The emissions unit shall be shut down no later than the completion of the processing of the material in the line. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

Bag failure can be indicated by a significant drop in the baghouse=s pressure reading with abnormal visible emissions, by an opacity violation, or by other means such as gas temperature, flow rate, air infiltration, leaks, dust traces or triboflows.

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.4.12 Record Keeping Requirements

(a) To document compliance with Condition D.4.9, the Permittee shall maintain records of visible emission notations of the LMS baghouse stack exhaust once per day. The Permittee shall include in its daily record when a visible emission notation is not taken and the reason for the lack of visible emission notation (e.g. the process did not operate that day).

(b) To document compliance with Condition D.4.10(a), the Permittee shall maintain once per day records of the total static pressure drop during normal operation and the reason for the lack of pressure drop notation (e.g., the process did not operate that day)..

(c) To document compliance with Condition D.4.10(b), the Permittee shall maintain once per day records of the fan amperes during normal operation.

(d) To document compliance with Condition D.4.5(d), the Permittee shall maintain records of the amount of Fluorspar applied at the Castrip.

(e) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.4.13 Reporting Requirements

(a) A quarterly summary of the information to document compliance with Condition D.4.6 shall be submitted to the address(es) listed in Section C - General Reporting Requirements, of this permit, using the reporting forms located at the end of this permit, or their equivalent, within thirty (30) days after the end of the quarter being reported. The report submitted by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

(b) The Permittee shall submit performance test protocols and performance test reports required by Operation Condition D.4.9 in accordance with the reporting requirements established in Section C - Performance Testing and Section C - General Reporting Requirements.

SECTION D.5 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

INSIGNIFICANT ACTIVITIES – MISCELLANEOUS SILOS

(a) Raw materials handling/storage, including silos which contain the following materials:

(1) One (1) lime silo TFS-1.

(2) Baghouse #1 lime silo (HRE #1).

(3) One (1) Iron Oxide Silo (IOS #1).

(4) Three (3) Baghouse Dust Silos (BHS#1, BHS#2, BHS#3).

(5) One (1) Soda Ash Silo (SAS #1) (this will become the sand silo).

(6) One (1) Iron Carbide Silo #1 (no longer in service).

(7) One (1) Lime Silo (#1 SEAF).

(8) One (1) Lime Silo (#2 SEAF).

(9) One (1) Lime Silo (#3 NEAF).

(10) One (1) Lime Silo (#4 NEAF).

(11) One (1) Injection Carbon Silo #1.

(12) One (1) Injection Carbon Silo #2.

(13) One (1) Charge Carbon Silo #1.

(14) One (1) Charge Carbon Silo #2.

(15) Three (3) AOD alloy system silos (AOD#1, AOD#2, and AOD#3).

(16) Ten (10) Melt Shop Alloy Feed System silos (MS alloy #1, MS alloy #2, MS alloy #3, MS alloy #4, MS alloy #5, MS alloy #6, MS alloy #7, MS alloy #8, MS alloy #9, MS alloy #10).

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.5.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the particulate emissions from the insignificant silos shall not exceed a pound per hour emission rate established as E in the following formula:

Interpolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour and
P = process weight rate in tons per hour

or

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission is pounds per hour and
P = process weight rate in tons per hour

SECTION D.6 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]:

INSIGNIFICANT ACTIVITIES – CASTRIP – COILERS, COIL CUTTING, AND HOT ROLLING STAND

Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(b) Two (2) coilers, identified as C-1 and C-2, constructed in 2002. Fugitive particulate emissions from this process are controlled by the application of water to the coilers and exhausting to the roof monitor S-21. These coil the steel strip from the continuous strip caster.

(c) Scrap coil cutting in the Castrip area, identified as CC-1, constructed in 2002, occurs on an as needed basis, controlled by the Castrip LMS Baghouse and exhausting to stack S-20.

(d) One (1) hot rolling stand, identified as HRS #, constructed in 2002. This stand rolls the steel strip from the continuous strip caster to the desired gauge. Fugitive particulate emissions controlled by the application of water to the steel strip, and exhausting to the LMS roof monitor identified as S-21.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.6.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the particulate emissions from the insignificant coilers, coil cutting, and hot rolling stand shall not exceed a pound per hour emission rate established as E in the following formula:

Interpolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the following equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour, and
P = process weight rate in tons per hour

D.6.2 Baghouse Operation [326 IAC 2-2]

(a) Pursuant to PSD SSM 107-16823-00038, issued November 21, 2003, and 326 IAC 2-2, the Castrip LMS Baghouse for particulate control shall be in operation and control emissions at all times that coil cutting is operating in the Castrip area.

(b) In the event that bag failure is observed in a multi-compartment baghouse, if operations will continue for ten (10) days or more after the failure is observed before the failed units will be repaired or replaced, the Permittee shall promptly notify the IDEM, OAQ of the expected date the failed units will be repaired or replaced. The notification shall also include the status of the applicable compliance monitoring parameters with respect to normal, and the results of any response actions taken up to the time of notification.

SECTION D.7 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]:

SLAG PROCESSING

(p) Slag processing, identified as EU-10, constructed in 1989, is performed by Whitesville Mill Service Company, an on-site contractor. Slag and other steel mill related materials are transported by slag pots or other mobile equipment, processed, and stockpiled with a maximum throughput of 305 tons/hr. This emission unit consists of storage piles (unprocessed and processed materials), grizzly feeding, slag processing (screening, conveying, and crushing), slag pot dumping, product loading for transport, and unpaved roads. The fugitive emissions from slag processing are controlled by water sprays and exhaust to the atmosphere.

(q) One (1) mill scale screen and conveyor system, identified as MSS-1, constructed in 2001, with a maximum throughput rate of 350 tons of mill scale per hour, with emissions uncontrolled, and exhausting to the atmosphere.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.7.1 PSD (Prevention of Significant Deterioration) - BACT [326 IAC 2-2]

(a) Pursuant to PSD 107-2764-00038, issued on November 30, 1993, the Fugitive Dust Control Plan (included as Attachment A to this permit), shall be implemented to control fugitive dust from paved roads, unpaved roads, parking lots, traveled open areas, and uncontrolled slag process and storage pile emissions. Adherence to the fugitive dust control plan is considered BACT.

(b) Pursuant to A 107-8255-00038 to PSD 107-2764-00038, issued November 30, 1993, and 326 IAC 2-2, the fugitive dust emissions from the various slag handling and processing operations shall be controlled in accordance with the Fugitive Dust Control Plan approved on March 28, 1999 (attached as Attachment A to this permit) such that the following opacity limitations are not exceeded at each point where such slag handling and processing operations occur:

Slag Handling/Processing Operation	Opacity Limitation*
Transferring of skull slag to slag pot	10% Opacity
Pouring of liquid slag from EAF or Caster to slag pots	3% Opacity
Dumping of liquid slag from slag pot to slag pit and cooling	3% Opacity
Transferring of skull slag from slag pot to skull pit	5% Opacity
Digging skull slag pits	5% Opacity
Digging slag pits	3% Opacity
Stockpiling of slag adjacent to the grizzly feeder	3% Opacity
Wind erosion of stockpiles	3% Opacity
Crushing	3% Opacity
Screening	3% Opacity
Conveyor transfer points	3% Opacity

Slag Handling/Processing Operation	Opacity Limitation*
Continuous stacking of processed slag to stockpiles	3% Opacity
Loadout of processed slag from stockpiles to haul trucks for shipment	3% Opacity
Inplant hauling of slag pots (filled) and processed slag	3% Opacity

*All opacity limitations are based on six (6) minute averages.

These emission limits are considered BACT.

D.7.2 Prevention of Significant Deterioration (PSD) Minor Limit [326 IAC 2-2]

Pursuant to MSM 107-15599-00038, issued April 10, 2002, the mill scale throughput rate to the mill scale screen and conveyor system (MSS-1) shall not exceed 1,092,000 tons per twelve (12) consecutive month period with compliance determined at the end of each month. Compliance with this limit is equivalent to less than or equal to 18.8 tons/yr of PM emissions and less than or equal to 9.0 tons/yr of PM10 emissions. Emissions from the 2002 modification limited to less than 25 tons per year of PM and 15 tons per year of PM10. Compliance with this limit renders the requirements of 326 IAC 2-2 not applicable.

D.7.3 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from the mill scale screen and conveyor system (MSS-1) shall not exceed 64.8 pounds per hour when operating at a process weight rate of 350 tons per hour.

The pounds per hour limitation was calculated with the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

D.7.4 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from the slag processing operation (EU-10) shall not exceed 63.2 pounds per hour when operating at a process weight rate of 305 tons per hour.

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

Compliance Determination Requirements

D.7.5 PM/PM10 Emissions

Compliance with Condition D.7.2 shall be demonstrated within 30 days of the end of each month based on the total throughput weight for the most recent twelve (12) consecutive month period.

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.7.6 Visible Emissions Notations

(a) Visible emission notations of the exhaust from MSS-1 shall be performed once per day during normal daylight operations. A trained employee shall record whether emissions are normal or abnormal.

(b) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.

(c) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.

(d) A trained employee is an employee who has worked at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.

(e) If abnormal emissions are observed, the Permittee shall take reasonable steps in accordance with Section C – Response to Excursions or Exceedances. Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances, shall be considered a deviation from this permit.

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.7.7 Record Keeping Requirements

(a) To document compliance with Condition D.7.2, the Permittee shall maintain records of the mill scale throughput weight for each compliance period.

(b) To document compliance with Condition D.7.6, the Permittee shall maintain records of the once per day visible emission notations.

(c) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.7.8 Reporting Requirements

A quarterly summary of the information to document compliance with Condition D.7.2 shall be submitted to the address listed in Section C - General Reporting Requirements, of this permit, using the reporting forms located at the end of this permit, or their equivalent, within thirty (30) days after the end of the quarter being reported. The report submitted by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

SECTION D.8 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]:

LINDE GASES PLANT

(r) The LINDE Gases Plant is operated by LINDE Gases, an on-site contractor. It provides gases (oxygen, nitrogen, hydrogen, argon, and liquid air) consisting of:

(1) One (1) natural gas-fired boiler identified as ID No. 1, constructed in 1989, with a heat input capacity of 9 MMBtu per hour, with emissions uncontrolled, and exhausting to stack S-36. This boiler uses propane as a backup fuel.

(2) One (1) natural gas-fired boiler, identified as ID No. 2, constructed in 1994, with a heat input capacity of 15.0 MMBtu per hour, with emissions uncontrolled, and exhausting to stack S-37. This boiler uses propane as a backup fuel.

Under 40 CFR Part 60, Subpart Dc, this unit is considered a steam generating unit.

(3) One (1) natural gas-fired boiler, identified as the hydrogen plant boiler, constructed in 1996, with a heat input capacity of 9.98 MMBtu per hour, with Emissions uncontrolled, and exhausting to stack S-30. This boiler uses propane as a backup fuel.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.8.1 Preventive Maintenance Plan (PMP) [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B – Preventive Maintenance Plan (PMP), of this permit, is required for the facilities listed in this section.

D.8.2 LINDE Gases Boiler PSD BACT [326 IAC 2-2]

(a) Pursuant to 326 IAC 2-2 and PSD 107-5235-00038, issued June 20, 1996, the Permittee shall comply with the following BACT requirements:

(1) The 9.98 MMBtu per hour hydrogen plant boiler shall burn natural gas with propane as backup fuel.

(2) The NOx emissions from the 9.98 MMBtu per hour hydrogen plant boiler shall not exceed 100 pounds per million cubic feet of natural gas combusted.

(b) Pursuant to 326 IAC 2-2 and PSD 107-3702-00038, issued March 28, 1995:

(1) The 9.0 MMBtu per hour boiler (ID No. 1) and the 15.0 MMBtu per hour boiler (ID No. 2) shall burn natural gas with propane as backup fuel.

(2) The NOx emissions from the 15.0 MMBtu per hour boiler (ID No. 2) shall not exceed 140 pounds per million cubic feet of natural gas combusted.

(3) The NOx emissions from the 9.0 MMBtu per hour boiler (ID No. 1) shall not exceed 100 pounds per million cubic feet of natural gas combusted.

D.8.3 Particulate Matter Emission Limitations for Sources of Indirect Heating [326 IAC 6-2-4]

Pursuant to 326 IAC 6-2-3, the particulate matter (PM) from:

(a) The 9.98 MMBtu per hour heat input hydrogen plant boiler shall be limited to 0.363 pounds per MMBtu heat input.

(b) The 9.0 MMBtu per hour heat input boiler (ID No. 1) shall be limited to 0.41 pounds per MMBtu heat input

(c) The 15.0 MMBtu per hour heat input boiler (ID No. 2) shall be limited to 0.379 pounds per MMBtu heat input

These limitations are based on the following equation:

$Pt = 1.09 / Q^{0.26}$ where Pt = Pounds of PM emitted per million Btu (lb/MMBtu) heat input, and
Q = Total source maximum operating capacity rating in million Btu per hour (MMBtu per hour) heat input.

The Q at the source at the time the hydrogen plant boiler was permitted:
(Q =34 + 9 +15 + 9.98 = 67.98)

The Q at the source at the time the Linde boiler No.1 was permitted:
(Q =34 + 9 = 43)

The Q at the source at the time the Linde boiler No.2 was permitted:
(Q =34 + 9 +15 = 58)

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.8.4 Record Keeping Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19] [40 CFR Part 60 Subpart Dc]

(a) To demonstrate compliance with Condition D.8.2, the Permittee shall keep records of the fuel used each day by Boiler ID No. 2, including the types of fuel and amount used.

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements of this permit.

SECTION D.9 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]:

INSIGNIFICANT ACTIVITIES – PAVED AND UNPAVED ROADS

(e) Paved and unpaved roads and parking lots with public access. Transport on new and existing paved roadways and parking lots, unpaved roadways, and unpaved areas around existing raw material storage piles.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.9.1 PSD Requirements [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the paved surface silt loading shall not exceed 16.8 pounds of silt per mile and the average instantaneous opacity from paved roadways and parking lots shall not exceed ten percent (10%).

The average instantaneous opacity shall be the average of twelve (12) instantaneous opacity readings, taken for four (4) vehicle passes, consisting of three (3) opacity readings for each vehicle pass.

The three (3) opacity readings for each vehicle pass shall be taken as follows:

(a) The first reading will be taken at the time of emission generation;

(b) The second reading will be taken five (5) seconds later; and

(c) The third reading will be taken five (5) seconds later or ten (10) seconds after the first reading.

The three (3) readings shall be taken at the point of maximum opacity. The observer shall stand at least fifteen (15) feet, but no more than one-fourth (1/4) mile, from the plume and as close to approximately right angles to the plume as permissible under EPA Reference Method 9. Each reading shall be taken approximately four (4) feet above the surface of the paved roadway.

D.9.2 PSD Requirements [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the visible emissions from unpaved roadways and unpaved areas around raw material storage piles shall not exceed an average instantaneous opacity of ten percent (10%).

The average instantaneous opacity shall be the average of twelve (12) instantaneous opacity readings, taken for four (4) vehicle passes, consisting of three (3) opacity readings for each vehicle pass.

The three (3) opacity readings for each vehicle pass shall be taken as follows:

(a) The first reading will be taken at the time of emission generation;

(b) The second reading will be taken five (5) seconds later; and

(c) The third reading will be taken five (5) seconds later or ten (10) seconds after the first reading.

The three (3) readings shall be taken at the point of maximum opacity.

The observer shall stand at least fifteen (15) feet, but no more than one-fourth (1/4) mile, from the plume and as close to approximately right angles to the plume as permissible under EPA Reference Method 9.

Each reading shall be taken approximately four (4) feet above the surface of the unpaved roadway.

D.9.3 PSD Requirements [326 IAC 2-2]

Pursuant to PSD 107-2764-00038, issued on November 30, 1993, the Fugitive Dust Control Plan (included as Attachment A to this permit), shall be implemented to control fugitive dust from paved roads, unpaved roads, parking lots, traveled open areas, and uncontrolled slag process and storage pile emissions.

Adherence to the fugitive dust control plan is considered a BACT requirement.

SECTION D.10 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

PETROLEUM PRODUCT STORAGE

(s) One (1) 500 gallon aboveground gasoline storage tank, identified as GST #1, installed in 1988, using submerged filling technology to control VOC emissions, which exhausts to the atmosphere.

(t) Three (3) 500 gallon aboveground diesel storage tanks, identified as DST #1, DST #2, and DST #3, all installed in 1988, using submerged filling technology to control VOC emissions, which exhausts to the atmosphere.

(u) One (1) 5,000 gallon aboveground diesel storage tank, identified as DST #4, installed in 1988, using submerged filling technology to control VOC emissions, which exhausts to the atmosphere.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.10.1 Petroleum Product Storage PSD BACT [326 IAC 2-2]

The petroleum product storage shall be limited as follows:

(a) Pursuant to 326 IAC 2-2 and PSD 107-2764-00038, issued November 30, 1993, amended August 11, 1999 via A 107-11154-00038, the one (1) 500 gallon aboveground gasoline storage tank (GST #1) shall use submerged filling technology to control VOC emissions.

(b) Pursuant to 326 IAC 2-2 and PSD 107-2764-00038, issued November 30, 1993, amended August 11, 1999 via A 107-11154-00038, the three (3) 500 gallon aboveground diesel storage tanks (DST #1, DST #2, DST #3) shall use submerged filling technology to control VOC emissions.

(c) Pursuant to 326 IAC 2-2 and PSD 107-2764-00038, issued November 30, 1993, amended August 11, 1999 via A 107-11154-00038, the one (1) 5000 gallon aboveground diesel storage tank (DST #4) shall use submerged filling technology to control VOC emissions.

(d) Pursuant to PSD 107-2764-00038, issued November 30, 1993, the visible emissions from each petroleum product storage tank shall not exceed 5% opacity, based on a 6-minute average.

SECTION D.11 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

COOLING TOWERS

(v) The contact and noncontact cooling towers are equipped with drift eliminators. Each cooling tower exhausts to the atmosphere.

Cooling Towers	No. of Cells	Capacity (gal/min)	Cooling Towers	No. of Cells	Average Capacity (gal/min)
Meltshop Non Contact	9	60,000	Galvanizing/Annealing Non Contact	2	6,500
Meltshop Caster Contact	2	5,000	Annealing Non Contact	2	5,000
Meltshop Caster Contact (expansion)	2	5,000	Castrip Contact	4	12,000
Hot Mill Contact	4	16,383	Castrip Non Contact	7	14,400
Hot Mill Contact (expansion)	1	4,000			
Hot Mill Non Contact	4	25,319	LINDE Non Contact (CT-91A)	1	900
Laminar Contact	3	11,600	LINDE Non Contact (CT-91B)	2	3,200
Cold Mill Non Contact	2	10,000			
Cold Mill Non Contact (expansion)	1	5,000			
Vacuum Degasser Contact	1	8,000	Vacuum Degasser Non Contact	1	8,000

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.11.1 Cooling Towers PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2, PSD SSM 107-16823-00038, issued November 21, 2003, and PSD SSM 107-21359-00038, issued April 27, 2006, the Permittee shall comply with the following BACT requirements for the Castrip Contact, Castrip Non Contact, Vacuum Degasser Contact and Vacuum Degasser Non Contact cooling towers:

(a) The design drift rate from each cooling tower shall not exceed 0.005%.

(b) The Permittee shall retain records demonstrating that the cooling towers are designed to achieve 0.005% drift.

(c) The visible emissions from each cooling tower shall not exceed 20% opacity, based on a 6-minute average.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.11.2 Drift/Mist Eliminators [326 IAC 2-2]

Pursuant to PSD SSM 107-16823-00038, issued November 21, 2003, and PSD SSM 107-21359-00038, issued April 27, 2006, the integral drift/mist eliminators shall be in operation at all times that the Castrip Contact, Castrip Non Contact, Vacuum Degasser Contact and Vacuum Degasser Non Contact cooling towers are in operation.

SECTION D.12 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

(w) Clean shred scrap plant, permitted for construction in 2009 consisting of the following:

(1) One (1) loading pan with a maximum design throughput rate of 300 tons per hour, loaded by batch drop from front end loader, crane or truck, controlled by water sprays.

(2) Three (3) magnetic sorters and associated conveyor belts with a maximum design throughput rate of 300 tons per hour, with a total of eighteen (18) drop points. Water sprays will be used at the first conveyor belt in quantities sufficient enough that no additional water is necessary at the remaining downstream drop points.

This additional clean shred scrap plant will be used to sort scrap and scrap substitutes. This will also increase the size of the scrap metal storage area. However, it will not increase steel production since it does not increase the amount of scrap that can be supplied to the EAFs for melting.

INSIGNIFICANT ACTIVITIES – SCRAP HANDLING AND PROCESSING

Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(f) Cutting of scrap metals and scrap substitutes. Except as authorized in Condition D.12.1(c) of this permit cutting of certain types of scrap should be performed indoors and exhaust to general ventilation.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.12.1 Scrap Cutting [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-16823-00038, issued November 21, 2003, the Permittee shall comply with the following BACT requirements:

(a) Skulls, coils and steel scrap shall be mechanically reduced in size. Any skull, coil, steel scrap not mechanically reduced in size can be lanced out or transported to the steel works building or another suitable building.

(b) Good working practices shall be observed.

(c) Scrap cutting allowed outdoors is limited to scrap items such as furnace roof, railroad cars, ductwork and long pieces of scrap, pipe and bar stock, that can not fit in the existing scrap cutting building. Galvanized scrap shall not be cut outdoors. Outdoor means the cutting is done outside of a building.

(d) The visible emissions from the building enclosing the scrap cutting operation shall not exceed 3% opacity based on a 6-minute average.

(e) The visible emissions from the outdoor scrap cutting operation shall not exceed 3% opacity based on a 6-minute average.

D.12.2 PM and PM10/PM2.5 Emissions Prevention of Significant Deterioration (PSD) Minor Limits [326 IAC 2-2]

The Permittee shall comply with the following particulate emission limits at the clean shred scrap plant:

Facility ID	Control ID	PM Emissions Limit (pound/hour)	PM10/PM2.5 Emissions Limit (pound/hour)
Sorters /Conveyors	Water application at initial transfer point	2.01	0.52
Loading pan	Water sprays	1.4	0.53

Compliance with these limits shall render the requirements of 326 IAC 2-2, not applicable with respect to PM and PM10/PM2.5 emissions.

D.12.3 Particulate [326 IAC 6-3-2]

(a) Pursuant to 326 IAC 6-3-2, the particulate emissions from the clean shred scrap plant sorters/conveyors shall be limited to 63.0 pounds per hour at process weight rate of 300 tons per hour.

This limitation is based on the following equation:

$E = 55 P^{0.11} - 40$ where E = rate of emission in pounds per hour and
P = process weight rate in tons per hour

(b) Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), when the process weight rate exceeds two hundred (200) tons per hour, the allowable emissions may exceed that shown in the table in 326 IAC 6-3-2(e) provided the concentration of particulate in the discharge gases to the atmosphere is less than one tenth (0.10) pound per one thousand (1,000) pounds of gases.

(c) Pursuant to 326 IAC 6-3-2, the particulate emissions from the insignificant scrap cutting shall not exceed the pound per hour emission rate established as E in the following formula:

Interpolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the following equation:

$E = 4.10 P^{0.67}$ where E = rate of emission in pounds per hour, and
P = process weight rate in tons per hour

Compliance Determination Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.12.4 Particulate Control for Clean Shred Scrap Plant

In order to comply with Condition D.12.2 and D.12.3, the Permittee shall apply water or use wet suppression system on the scrap prior to sorting in the clean shred scrap plant to control particulate emissions.

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.12.5 Visible Emissions Notations

(a) Visible emission notations of the clean shred plant and scrap cutting shall be performed once per day when the clean shred plant is in operation or when scrap cutting is

performed in a building. A trained employee shall record whether emissions are normal or abnormal.

(b) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.

(c) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.

(d) A trained employee is an employee who has worked at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.

(e) If abnormal emissions are observed, the Permittee shall take reasonable response steps in accordance with Section C- Response to Excursions or Exceedances. Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances shall be considered a deviation from this permit.

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.12.6 Record Keeping Requirements

(a) The Permittee shall maintain records of the once per day visible emission notations required by Condition D.12.5.

(b) To document compliance with Condition D.12.1, the Permittee shall maintain records of the once per day visible emission notations notations from the scrap handling, processing, sorters and conveyors and the reason for the lack of visible emission notation (e.g. the process did not operate that day).

(c) All records shall be maintained in accordance with Section C - General Record Keeping Requirements of this permit.

SECTION D.13 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

EMERGENCY GENERATORS

(w1) Diesel fired generators and air compressors for power outages and emergencies.

(1) Cold Mill generator, identified as GEN #3, constructed in 1997, with a capacity of 280 HP, with emissions uncontrolled.

(2) Hot Mill NC Cooling Tower generator, identified as GEN #1, constructed in 1989, with a capacity of 2,100 HP, with emissions uncontrolled.

(3) Galv Line Pot generator, identified as GEN #4, constructed in 1992, with a capacity of 890 HP, with emissions uncontrolled.

(4) MS Cooling Tower Cold Well generator, identified as GEN #2, constructed in 1996, with a capacity of 2,520 HP, with emissions uncontrolled.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.13.1 Emergency Generators PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-16823-00038, issued November 21, 2003, the Permittee shall comply with the following BACT requirements:

(a) The emergency generators shall solely provide back up power when electric power is interrupted, or during maintenance or testing of generators.

(b) Each emergency generator shall not operate more than 500 hours per 12- consecutive month period with compliance demonstrated at the end of each month.

(c) The sulfur content of the diesel fuel used shall not exceed 0.05% by weight.

(d) Good combustion practices shall be performed.

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.13.2 Record Keeping Requirements

(a) The Permittee shall maintain records of the hours of operation of each emergency generator.

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements of this permit.

SECTION D.14 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

INSIGNIFICANT ACTIVITIES – FUEL DISPENSING FACILITIES

(g) A gasoline fuel transfer and dispensing operation handling less than or equal to 1,300 gallons per day, such as filling of tanks, locomotives, automobiles or other mobile equipment, having a storage capacity less than or equal to 10,500 gallons.

A petroleum fuel other than gasoline dispensing facility, having a storage tank capacity less than or equal to ten thousand five hundred (10,500) gallons, and dispensing three thousand five hundred (3,500) gallons per day, or less.

(1) One (1) 10,000 gallon diesel storage tank, handling less than 3,000 gallons per day.

(2) One (1) 1,000 gallon diesel storage tank handling less than 500 gallons per day.

(3) One (1) 500 gallon diesel storage tank, located at the NuPro Plant.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.14.1 Gasoline Dispensing Facilities [326 IAC 8-4-6]

(a) Pursuant to 326 IAC 8-4-6, the Permittee operating a gasoline dispensing facility shall not allow the transfer of gasoline between any transport and any storage tank unless such a tank is equipped with the following:

(1) A submerged fill pipe.

(2) Either a pressure relief valve set to release at no less than seven-tenths (0.7) pounds per square inch or an orifice of five-tenths (0.5) inch in diameter.

(3) A vapor balance system connected between the tank and the transport, operating according to the manufacturer's specifications.

(b) If the Permittee is not present during loading, it shall be the responsibility of the owner or operator of the transport to make certain the vapor balance system is connected between the transport and the storage tank and is operating according to the manufacturer's specifications.

SECTION D.15 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

COLD MILL – PICKLE LINES 1 AND 2

(x) Both Pickle Lines use enhanced HCl pickling solution and rinse water and are equipped with process tanks.

(1) Pickle Line 1, identified as PL1, constructed in 1988, with a maximum capacity of 250 tons/hr, controlled by a counter flow-packed scrubber and mist eliminators, and exhausting to stack S-17. The Pickle Line 1 scrubber has a design flow rate of 12,000 acf/min and a loading of 0.01 gr/dscf. Each pickle line has an electric static oiler.

Under 40 CFR Part 63, Subpart CCC, Pickle Line 1 is considered an existing continuous pickle line.

(2) Pickle Line 2, consisting of the following units:

(A) One (1) Pickle Line, identified as PL2, constructed in 1997, with a maximum capacity of 250 tons/hr, controlled by a tray scrubber and mist eliminators, and exhausting to stack S-18. The Pickle Line 2 scrubber has a design flow rate of 9,000 acf/min and a loading of 0.01 gr/dscf. Each pickle line has an electric static oiler.

Under 40 CFR Part 63, Subpart CCC, Pickle Line 2 is considered an existing continuous pickle line.

(3) The tank farm treats the rinse water from Pickle Line 1 and Pickle Line 2. These tanks also store spent acid, raw acid, regenerated acid, oily wastewater treated waters for reuse, treatment process wastewater, and other process and treated waters.

Under 40 CFR Part 63, Subpart CCC, the tanks that store virgin or regenerated hydrochloric acid are considered new hydrochloric acid storage vessels.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.15.1 Pickling PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-16823-00038, issued on November 21, 2003, Pickle Lines 1 and 2 (PL1 and PL2) shall comply with the following BACT requirements:

(a) Each pickling line (PL1 and PL2) shall be controlled by its own scrubber and with an exhaust grain loading of no greater than 0.01 gr/dscf.

(b) Each tank shall operate with a closed vent system, covered by lids, and maintained under negative pressure, except during loading and unloading.

(c) Loading and unloading shall be conducted either through enclosed lines or each point shall be controlled.

(d) The visible emissions from each pickling line scrubber stack shall not exceed 5% opacity, based on a 6-minute average.

(e) Good working practices shall be observed, such as adjusting damper controls and settings on the fume systems.

D.15.2 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from Pickle Line 1 and Pickle Line 2 (PL1 and PL2) each shall not exceed 61.0 pounds per hour each when operating at process weight rates of 250 tons per hour each.

The pounds per hour limitation was calculated with the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

D.15.3 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan, of this permit, is required for Pickle Lines 1 and 2 (PL1 and PL2)) and their control devices.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.15.4 Scrubber Operation [326 IAC 2-2]

Pursuant to PSD SSM 107-16823-00038, issued November 21, 2003, 326 IAC 2-2 and as revised in this permit modification:

(a) The Pickle Line 1 (PL1) scrubber and mist eliminator shall be in operation and control emissions at all times that the Pickle Line 1 is in operation.

(b) The Pickle Line 2 (PL2) scrubber and mist eliminator shall be in operation and control emissions at all times that pickling is occurring at Pickle Line 2.

D.15.5 Testing Requirements [326 IAC 2-7-6(1)] [326 IAC 2-1.1-11]

(a) Pursuant to 40 CFR Part 63, Subpart CCC, and PSD SSM 107-16823-00038, issued November 21, 2003, and in order to demonstrate compliance with Condition D.15.1(a), the Permittee shall perform the following testing 2.5 years from the most recent valid compliance stack test of August 8, 2008 for the PL1 scrubber:

(1) Determine the collection efficiency of the control devices by simultaneously measuring mass flows of HCl at the inlet and outlet of the control devices, or

(2) Measure the HCl concentration in gases exiting the process or control devices.

(b) The Permittee shall perform compliance testing on the PL2 scrubber controlling the Purdue Pickle Line No. 2 within one hundred and eighty (180) days upon replacing the existing Purdue Pickle Line No. 2, scrubber PL2 to proposed replacement scrubber, the Permittee shall verify compliance with the following:

(1) Determine the collection efficiency the control devices by simultaneously measuring mass flows of HCl at the inlet and outlet of the control devices, or

(2) Measure the HCl concentration in gases exiting the process or control devices.

Testing shall be completed utilizing methods specified in 40 CFR Part 63, Subpart CCC or other methods as approved by the Commissioner.

(c) Any stack which has multiple processes which exhaust to the same stack shall operate all of the processes simultaneously in accordance with 326 IAC 3-5 (Source Sampling Procedures).

(d) These tests required in (a) (b) of this condition shall be repeated for the control devices associated with Pickle Line No. 1 and Pickle Line No. 2 at least once every 2.5 years from the date of a valid compliance demonstration.

(e) Testing shall be conducted in accordance with Section C - Performance Testing.

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.15.6 Scrubber Detection

In the event that a scrubber malfunction has been observed:

Failed units and the associated process will be shut down immediately until the failed units have been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions). Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances shall be considered a deviation from this permit.

SECTION D.16 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

COLD MILL – COLD REVERSING MILL 1, COLD MILL BOILER (CMB #1) AND NUPRO BOILER

(y) Cold Reversing Mill 1, identified as EU-09, constructed in 1988, with a maximum capacity of 250 tons/hour. Emulsion oil is sprayed on the strip, controlled by hoods mounted on both sides of the mill stand and exhausting**,** through collision mist eliminators at a design flow rate of 84,000 acf/min and 0.01 gr/dscf, to stack S-32.

(z) One (1) natural gas fueled Cold Mill Boiler, identified as CMB#1, constructed in 1988, with a heat input capacity of 34 MMBtu per hour, with emissions uncontrolled and exhausting to stack S-19. The boiler uses propane as a backup fuel.

(z1) One (1) natural gas-fired NuPro boiler with a maximum heat input capacity of 10.9 million British thermal units per hour (MMBtu/hr), constructed in 1994 and re-permitted under Nucor Steel in 2008.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.16.1 Cold Reversing Mill 1 PSD BACT Limit [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-16823-00038, issued November 21, 2003, the Permittee shall comply with the following BACT requirements:

(a) The Cold Reversing Mill 1 (EU-09) shall not exceed its annual maximum capacity of 2,190,000 tons per twelve (12) consecutive month period with compliance demonstrated at the end of each month.

(b) The VOC emissions from the Cold Reversing Mill 1 (EU-09) shall not exceed 0.06 lb/ton of steel.

(c) The Cold Reversing Mill 1 shall comply with the following existing requirements specified in PSD 107-2764-00038, issued November 30, 1993:

(1) PM and PM_{10} emissions from the Cold Reversing Mill 1 (EU-09) shall be captured by hoods mounted on both sides of the mill stand and evacuated to a panel-type media packed collision mist eliminator and filter prior to venting to the atmosphere.

(2) Filterable PM and filterable PM_{10} emissions shall not exceed 0.01 gr/dscf, 7.2 pounds per hour, and 31.5 tons per year.

(3) The emissions from the Cold Reversing Mill 1 (EU-09) shall not exceed 5 percent opacity. Compliance with this condition shall be determined using 40 CFR 60 Appendix A, Method 9 and 326 IAC 5-1.

D.16.2 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from the Cold Reversing Mill 1 (EU-09) shall not exceed 61.0 pounds per hour when operating at a process weight rate of 250 tons per hour.

The pounds per hour limitation was calculated with the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

D.16.3 Cold Mill Boiler (CMB #1) PSD BACT [326 IAC 2-2]

Pursuant to PSD 107-2764-00038, issued November 30, 1993 and 326 IAC 2-2, the Permittee shall comply with the following BACT requirements for the Cold Mill Boiler (CMB #1) until it is modified as permitted by PSD SSM 107-16823-00038, issued November 21, 2003:

(1) The emissions shall not exceed 5 percent opacity. Compliance with this condition shall be determined using 40 CFR 60 Appendix A, Method 9 and 326 IAC 5-1.

(2) The Cold Mill Boiler (CMB #1) shall only use natural gas and propane as back-up fuel.

(3) The heat input shall not exceed 34.0 MMBtu per hour.

(4) PM/PM10 emissions shall not exceed 3.0 pounds per million cubic feet of natural gas burned, 0.1 pounds per hour and 0.4 tons per year.

(5) NOx emissions shall be controlled by the use of staged combustion low NOx burners, or their equivalent, and shall not exceed 200 pounds per million cubic feet of natural gas burned, 6.8 pounds per hour and 29.8 tons per year.

(6) CO emissions shall not exceed 35.0 pounds per million cubic feet of natural gas burned, 1.2 pounds per hour and 5.2 tons per year.

(7) VOC emissions shall not exceed 2.8 pounds per million cubic feet of natural gas burned, 0.1 pounds per hour and 0.4 tons per year.

D.16.4 Particulate Matter Emission Limitations for Sources of Indirect Heating [326 IAC 6-2-4]

(a) Pursuant to 326 IAC 6-2-4, the particulate matter (PM) from the 34.0 MMBtu per hour heat input Cold Mill boiler (CMB #1) shall be limited to 0.436 pounds per MMBtu heat input.

(b) Pursuant to 326 IAC 6-2-4, the PM emissions from the 10.9 MMBtu/hr NuPro Boiler shall be limited to 0.293 pound per MMBtu heat input.

These limitations are based on the following equation:

$Pt = 1.09 / Q^{0.26}$ where Pt = Pounds of particulate matter emitted per million Btu (lb/MMBtu) heat input, and
Q = Total source maximum operating capacity rating in million Btu per hour (MMBtu per hour) heat input.

The Q at the source at the time CMB #1 was permitted.
(Q = 34 MMBtu/hr)

The Q at the source at the time NuPro Boiler was permitted:
(Q = 34 + 9 +15 + 9.98 + 71.04 + 10.9 + 4.8 = 154.72)

D.16.5 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan (PMP) of this permit, is required for the facilities and control devices listed in this section.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.16.6 Mist Eliminators [326 IAC 2-2]

Pursuant to PSD SSM 107-16823-00038, issued November 21, 2003, the mist eliminators for particulate control shall be in operation and control emissions at all times that Cold Reversing Mill 1 (EU-09) is in operation.

D.16.7 Natural Gas Fuel [326 IAC 2-2]

Pursuant to PSD SSM 107-16823-00038, issued November 21, 2003, the Permittee shall use pipeline natural gas that is a naturally occurring fluid mixture of hydrocarbons (e.g., methane, ethane, or propane) produced in geological formations beneath the Earth's surface that maintains a gaseous state at standard atmospheric temperature and pressure under ordinary conditions, and which is provided by the supplier through a pipeline.

Natural gas does not include the following gaseous fuels: landfill gas, digester gas, refinery gas, sour gas, blast furnace gas, coal-derived gas, producer gas, coke oven gas, or any gaseous fuel produced in a process which might result in highly variable sulfur content or heating value.

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.16.8 Record Keeping Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19] [

(a) To document compliance with Condition D.16.1, the Permittee shall maintain monthly records of steel production.

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.16.9 Reporting Requirements

A quarterly report of the information needed to document compliance with Condition D.16.1(a) shall be submitted to the address listed in Section C - General Reporting Requirements, of this permit, using the reporting form located at the end of this permit, or its equivalent, within thirty (30) days after the end of the quarter being reported. The report submitted by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

SECTION D.17 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

COLD MILL – REVERSING AND TEMPERING (R/T) MILL

(bb) Reversing and Tempering (R/T) Mill, (previously known as Temper Mill), identified as EU-14, constructed in 1995, with a maximum capacity of 250 tons of steel per hour, with emulsion oil sprayed on the strip, and controlled by hoods mounted on both sides of the mill stand and a fabric filter, exhausting through a panel-type collision mist eliminators to stack S-22. The panel-type collision mist eliminator has a design flow rate of 84,000 acf/min and an outlet grain loading of 0.01 gr/dscf. Note: This mill can reverse and temper. The mist eliminators operate as controls only when the mill is operating as a cold reversing mill.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.17.1 Reversing and Tempering (R/T) Mill PSD BACT [326 IAC 2-2]

Pursuant to PSD SSM 107-16823-00038, issued November 21, 2003, and 326 IAC 2-2, the Permittee shall comply with the following BACT requirements:

(a) The R/T Mill shall not exceed its annual maximum capacity of 2,190,000 tons per twelve (12) consecutive month period, with compliance determined at the end of each month on a rolling 12-month basis.

(b) This R/T Mill is allowed to reverse and temper.

(c) The VOC emissions from the R/T Mill shall not exceed 0.06 lb/ton.

(d) The visible emissions from the R/T Mill stack shall not exceed 5% opacity, based on a 6-minute average.

(e) The R/T Mill shall comply with the following requirements specified in PSD 107-3702-00038, issued March 28, 1995:

(1) When reversing, PM and PM10 emissions from the R/T Mill shall be captured by hoods mounted on both sides of the mill stand and evacuated to a panel-type media packed collision mist eliminator and filter prior to venting to the atmosphere.

(2) When reversing, filterable PM and PM_{10} shall not exceed 0.01 gr/dscf, 7.2 pounds per hour, and 31.5 tons per year.

D.17.2 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from the R/T Mill shall not exceed 61.0 pounds per hour when operating at a process weight rate of 250 tons per hour.

The pounds per hour limitation was calculated with the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

D.17.3 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan, of this permit, is required for this facility and its control device.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.17.4 Mist Eliminators [326 IAC 2-2]

Pursuant to PSD SSM 107-16823-00038, issued November 21, 2003, the mist eliminators for particulate control shall be in operation and control emissions at all times that the R/T Mill is in operation as a cold reversing mill.

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.17.5 Record Keeping Requirements

(a) The Permittee shall maintain monthly records of the amount of steel processed in the R/T Mill.

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.17.6 Reporting Requirements

A quarterly report of the information needed to document compliance with Condition D.17.1(a) shall be submitted to the address listed in Section C - General Reporting Requirements, of this permit, using the reporting form located at the end of this permit, or its equivalent, within thirty (30) days after the end of the quarter being reported. The report submitted by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

SECTION D.18 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

COLD MILL – ALKALINE CLEANING STATION

(cc) Alkali Cleaning at the Galvanizing line with mist eliminator as control. Emissions are exhausted to stack #510. The Alkaline Cleaning Station has a capacity of 140 tons of steel per hour.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.18.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from the Galvanizing Line Alkaline Cleaning Station shall not exceed 54.7 pounds per hour when operating at a process weight rate of 140 tons per hour.

The pounds per hour limitation was calculated with the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

D.18.2 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan, of this permit, is required for the Galvanizing Line Alkaline Cleaning Station and the mist eliminators.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.18.3 Mist Eliminators [326 IAC 2-2]

The mist eliminators for particulate control shall be in operation and control emissions at all times that the Galvanizing Line Alkaline Cleaning Station is in operation.

SECTION D.19 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

COLD MILL – ANNEALING FURNACES

(dd1) Eighteen (18) natural gas-fueled batch Annealing Furnaces, identified as EU-03, constructed in 2001. Each has a heat input capacity of 4.8 MMBtu per hour and a maximum throughput capacity of 200 tons of steel per hour. Emissions are uncontrolled and exhaust to roof vent (S-26).

(dd2) One (1) natural gas-fired annealing furnace, identified as AN-19, approved for construction in 2007, with a heat input capacity of 4.8 MMBtu per hour and a maximum throughput capacity of 200 tons of steel per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to roof vent (S-26).

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.19.1 Annealing Furnace PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-21359-00038, issued April 27, 2006, the eighteen (18) batch annealing furnaces identified as EU-03 and constructed in 2001 shall comply with the following BACT requirements:

(a) Each batch annealing furnace shall be equipped and operated with low NO_x burners.

(b) The NO_x emissions from each annealing furnace shall not exceed 0.10 lb/MMBtu.

(c) The CO emissions from each annealing furnace shall not exceed 0.084 lb/MMBtu.

(d) The annealing furnaces shall use natural gas as primary fuel and may utilize propane as a back up fuel.

D.19.2 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from each of the nineteen (19) annealing furnaces in the Cold Mill shall not exceed 58.5 pounds per hour when operating at a process weight rate of 200 tons per hour.

The pounds per hour limitation was calculated with the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

D.19.3 PSD Limit [326 IAC 2-2]

The input of propane to annealing furnace AN-19, combined with the input of propane to emission units LP #4, LP #7, TD #3, MD #1, MD #2, LDS #1, LP #1, LP #2, LP #3, and LP #5 (permitted in Section D.29) shall be limited to less than 1,089 thousand gallons of propane (LPG) per twelve consecutive month period, with compliance determined at the end of each month. NOx emissions shall not exceed 0.208 pounds per MMBtu when burning propane.

Compliance with this limit will ensure that the potential to emit from the modification performed under SSM 107-23609-00038 is less than forty (40) tons of NOx per year and will render the requirements of 326 IAC 2-2 (PSD) not applicable.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.19.4 Vendor Certification

The Permittee shall submit the vendor guarantees for the above-mentioned batch annealing furnace which is yet to be installed to demonstrate compliance with Operation Conditions D.19.1(a), (b), and (c).

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.19.5 Record Keeping Requirements

(a) To document compliance with Condition D.19.3, the Permittee shall maintain records of the actual quantity of propane (LPG) used in annealing furnace AN-19. Records shall be taken monthly and shall be complete and sufficient to establish compliance with the limit established in Condition D.19.3. Records necessary to demonstrate compliance shall be available within 30 days of the end of each compliance period.

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.19.6 Reporting Requirements

A quarterly summary of the information to document compliance with Condition D.19.3 shall be submitted to the addresses listed in Section C - General Reporting Requirements, of this permit, using the reporting forms located at the end of this permit, or their equivalent, within thirty (30) days after the end of the quarter being reported. The report submitted by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

SECTION D.20 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

INSIGNIFICANT ACTIVITIES – COLD MILL – QUALITY CONTROL/REWIND INSPECTION LINE

Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(h) The unwinding and rewinding of steel coil for quality control inspections and the Cold Mill Quality Control Furnace.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.20.1 Particulate [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the allowable particulate emission rate from the Quality Control/Rewind Inspection Line shall not exceed 46.3 pounds per hour when operating at a process weight rate of 60 tons per hour.

The pounds per hour limitation was calculated with the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

SECTION D.21 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

COLD MILL – ACID REGENERATION

(ee) Acid Regeneration system, identified as EU-04, constructed in 1989, consisting of two natural gas fueled tangentially fired burners with a maximum rating of 5.6 MMBtu per hour, and an absorber and cyclone with emissions controlled by its own counter flow packed scrubber (identified as AR scrubber) with mist eliminator exhausting to stack S-31. The counter flow-packed scrubber has a design flow rate of 4,269 acf/min and loading of 0.04 gr/dscf. Propane is used as back up fuel.

Under 40 CFR Part 63, Subpart CCC, this unit is considered an existing acid regeneration plant.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.21.1 Acid Regeneration PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD SSM 107-24348-00038, the acid regeneration system (EU-04) shall comply with the following BACT limits:

(a) The two (2) tangentially fired burners shall burn natural gas as primary fuel and propane as back up fuel.

(b) The gas shall be cleaned in a cyclone, absorber, and a counter flow-packed scrubber prior to being vented to the atmosphere through the exhaust fan and stack.

(c) PM and PM_{10} emissions shall be limited to 2.0 pounds per hour and 8.8 tons per year.

(d) NO_x emissions shall be limited to 100 pounds per million cubic feet of natural gas burned, 0.56 pounds per hour, and 2.45 tons per year.

(e) CO emissions shall be limited to 84 pounds per million cubic feet of natural gas burned, 0.47 pounds per hour, and 2.06 tons per year.

(f) Volatile organic compound emissions shall be limited to 5.5 pounds per million cubic feet of natural gas burned, 0.31 pounds per hour, and 1.35 tons per year.

(g) Visible emissions from the acid regeneration scrubber/control system shall not exceed 5% opacity, based on a 6-minute average.

D.21.2 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from the acid regeneration system (EU-04) shall not exceed 11.6 pounds per hour when operating at a process weight rate of 4.75 tons per hour.

Interpolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the following equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour, and
P = process weight rate in tons per hour

D.21.3 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan, of this permit, is required for the acid regeneration system (EU-04) and its control devices.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.21.4 Scrubber Operation

Pursuant to PSD 107-2764-00038, issued November 30, 1993, the counter flow-packed scrubber shall be in operation and control emissions at all times that the acid regeneration system (EU-04) is in operation.

D.21.5 Testing Requirements [326 IAC 2-7-6(1),(6)]

(a) Pursuant to PSD 107-16823-00038, issued November 21, 2003, the Permittee shall perform testing to measure the HCl and Cl_2 concentrations utilizing methods specified in 40 CFR Part 63, Subpart CCC or other methods as approved by the Commissioner. The testing shall be performed no later than November 4, 2006.

(b) Any stack which has multiple processes which exhaust to the same stack shall operate all of the processes simultaneously in accordance with 326 IAC 3-5 (Source Sampling Procedures).

(c) These tests shall be repeated at least once every 2.5 years from the date of a valid compliance demonstration.

(d) Testing shall be conducted in accordance with Section C - Performance Testing.

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.21.6 Scrubber Monitoring

(a) The Permittee shall continuously monitor the flow rate of the scrubbing liquid. For the purposes of this condition, continuously means Permittee shall measure the flow rate no less often than once per minute and calculate the flow rate as a rolling 3-hour average. When for any one 3-hour average, the flow rate is below the minimum of 80 gallons per minute or the minimum established during the latest stack test, an alarm will notify Permittee and the Permittee shall take reasonable steps in accordance with Section C - Response to Excursions or Exceedances. A 3-hour average flow rate reading that is below the above mentioned minimum is not a deviation from this permit. Failure to take reasonable response steps in accordance with Section C – Response to Excursions or Exceedances, shall be considered a deviation from this permit.

In the event that the automatic alarm system fails for any reason, Permittee shall record the 3-hour average, if available, or instantaneous flow rate, every three hours. If the flow rate is below the minimum of 80 gallons per minute or the minimum established during the latest stack test, Permittee shall take reasonable steps in accordance with Section C - Response to Excursions or Exceedances. The use of this alternative shall be recorded but shall not be considered a deviation unless Permittee fails to correct the malfunction within a reasonable time.

(b) The instruments used for determining the flow rate shall comply with Section C – Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated at least once a year.

D.21.7 Scrubber Detection

In the event that a scrubber malfunction has been observed:

Failed units and the associated process will be shut down immediately until the failed units have been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B

- Emergency Provisions). Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances shall be considered a deviation from this permit.

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.21.8 Record Keeping Requirements

(a) To document compliance with Conditions D.21.6 and D.21.7, the Permittee shall maintain records of:

(1) A representative 3-hour average flow rate recorded once per shift.

(2) Documentation of all reasonable response steps implemented for every 3-hour average flow rate reading outside of the normal range.

(3) Documentation of each instance in which the automatic alarm system in Condition D.21.6(a) is non-operational and Permittee manually records the flow rate every three hours. The Permittee shall maintain records of corrective actions taken and when the automatic alarm system is restored to operation.

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

SECTION D.22 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

COLD MILL – GALVANIZING LINE/GALVANNEAL, CONTINUOUS ANNEALLING, PHOSPHATE AND CHROMATE APPLICATION

(ff) Thirty six (36) Main Burners, identified as PHB #1 – PHB #36, constructed in 1992, and modified in 2002, input capacity of 1.622 MMBtu per hour each, and three (3) Auxiliary Burners, each with a heat input capacity of 0.1 MMBtu per hour in the preheat furnace section of the galvanizing line using natural gas rated at maximum total capacity of 58.7 MMBtu per hour. The burners use natural gas as primary fuel and propane as backup fuel. The main burners exhaust to stack S-27. The NOx emissions from PHB #1 – PHB #36 are controlled by a Selective Catalytic Reduction/Selective Non-Catalytic Reduction (SCR/SNCR) Systems. A continuous emissions monitor (CEM) is used to monitor NOx emissions. The galvanizing line has an electrostatic oiler. The three (3) Auxiliary Burners exhaust to the atmosphere.

(gg) Additional burners as follows:

(1) Forty four (44) Burners, identified as RB#1 – RB#44, constructed in 2002, each with a heat input capacity of 0.323 MMBtu per hour in radiant tube section with a maximum total capacity of 14.2 MMBtu per hour and option to replace non-conforming burners. The NOx emissions are controlled by a SCR System. The SCR/SNCR and SCR systems shall be referred to collectively as the SCR/SNCR system. The burners use natural gas as primary fuel and propane as backup fuel and exhaust to stack S-27.

(2) One (1) auxiliary burner with a maximum heat input of 3.2 MMBtu/hr in the Alkaline Cleaning Section. The burner is natural gas fired and use propane as backup.

(3) Two (2) auxiliary burners with a maximum heat input of 1.5 MMBtu/hr each in the Strip Dryer Section. The burners are natural gas fired and use propane as backup.

(4) Four (4) auxiliary burners with a maximum heat input of 0.052 MMBtu/hr each in the Pot Roll Heater. The burners are natural gas fired and use propane as backup.

(5) Two (2) emergency burners with a maximum heat input of 0.58 MMBtu/hr each in the Zinc Pot Section. The burners are natural gas fired and use propane as backup.

(6) Two (2) auxiliary burners with a maximum heat input of 0.013 MMBtu/hr each in the Preheat open end burners section. The burners are natural gas fired and use propane as backup.

The SCR/SNCR and SCR systems shall be referred to collectively as the SCR/SNCR system.

(hh) One (1) Zinc Coating pot, identified as ZP#1, constructed in 1992, with a maximum capacity of 140 tons of steel per hour, uncontrolled and exhausting to the atmosphere.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.22.1 Nitrogen Oxides (NOx) – PSD BACT [326 IAC 2-2-3]

(a) Pursuant to 326 IAC 2-2-3, Agreed Order 2000-8861-A, and PSD SSM 107-14297-00038, issued June 6, 2002, the total nitrogen oxide(s) (NOx) emissions from the 36 Main Burners, each at 1.622 MMBtu per hour and 3 Auxiliary Burners, each at 0.1 MMBtu per hour in the preheat furnace section of the galvanizing line shall not exceed 2.9 pounds per

hour which is equivalent to 50 pounds per million standard cubic feet of natural gas used on a twenty four (24) operating hour block average.

(b) Pursuant to 326 IAC 2-2-3, Agreed Order 2000-8861-A, and PSD SSM 107-14297-00038, issued June 6, 2002, the total nitrogen oxide(s) (NOx) emissions from the 44 Burners, each at 0.323 MMBtu per hour in the radiant tube section of the galvanizing line shall not exceed 2.8 pounds per hour which is equivalent to 200 pounds per million standard cubic feet of natural gas used on a twenty four (24) operating hour block average.

(c) During the Startup and Shutdown period, the SCR/SNCR operations are exempt from complying with the above limits for this duration. The Permittee shall not produce more than incidental product during the Startup and Shutdown period from the Galvanizing line.

(d) During the refractory lining drying period, the SCR/SNCR operations are exempt from complying with the above limits for this duration. The Permittee shall not produce more than incidental product during the refractory lining drying period from the Galvanizing line.

D.22.2 Particulate Matter (PM/PM-10) PSD BACT Limits [326 IAC 2-2-3]

(a) Pursuant to 326 IAC 2-2-3, the total, filterable and condensible PM/PM10 emissions from the 36 Main Burners, each at 1.622 MMBtu per hour, and the 3 Auxiliary Burners, each at 0.1 MMBtu per hour in the preheat furnace section of the galvanizing line shall not 7.6 pounds per million standard cubic feet of natural gas usage and use good combustion practices.

(b) Pursuant to 326 IAC 2-2-3, the total, filterable and condensible PM/PM10 emissions from the 44 Burners, each at 0.323 MMBtu per hour in the radiant tube section of the galvanizing line shall not exceed 7.6 pounds per million standard cubic feet of natural gas usage and use good combustion practices.

D.22.3 Carbon Monoxide (CO) – PSD BACT [326 IAC 2-2-3]

Pursuant to 326 IAC 2-2-3 and PSD SSM 107-14297-00038, issued June 6, 2002, the CO emissions from the 36 Main Burners, each at 1.622 MMBtu per hour, the 3 Auxiliary Burners, each at 0.1 MMBtu per hour in the preheat furnace section, and 44 Burners, each at 0.323 MMBtu per hour in the radiant tube section of the galvanizing line shall not exceed 84 pounds per million standard cubic feet of natural gas usage using good combustion practices.

D.22.4 Volatile Organic Compounds (VOC) – PSD BACT [326 IAC 2-2-3]

Pursuant to 326 IAC 2-2-3 and PSD SSM 107-14297-00038, issued June 6, 2002, the VOC emissions from the 36 Main Burners, each at 1.622 MMBtu per hour, the 3 Auxiliary Burners, each at 0.1 MMBtu per hour in the preheat furnace section, and 44 Burners, each at 0.323 MMBtu per hour in the radiant tube section of the galvanizing line shall not exceed 5.5 pounds per million standard cubic feet of natural gas usage using good combustion practices.

D.22.5 Ammonia Limitations [326 IAC 2-1.1-5]

Pursuant to 326 IAC 2-1.1-5 and PSD SSM 107-14297-00038, issued June 6, 2002, the ammonia emissions from the galvanizing line SCR systems stack shall not exceed twenty-five (25) ppmvd corrected to 15% O_2.

D.22.6 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan, is required for the galvanizing line burners and their control device.

Compliance Determination Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.22.7 Nitrogen Oxides (NOx) [326 IAC 2-2-3]

Pursuant to 326 IAC 2-2-3, Agreed order 2000-8861-A, and PSD SSM 107-14297-00038, issued June 6, 2002, the SCR/SNCR on the preheat furnace and SCR on the radiant tube section of the Galvanizing line shall be in operation and control emissions from the burners at all times they are

in operation. The SCR/SNCR systems shall be operated as recommended by the manufacturer to minimize the NOx emissions and ammonia slip.

D.22.8 Oxides of Nitrogen NOx (SCR operation) [326 IAC 2-2]

From the date of the valid stack test, which was March 9, 2001, during a startup, the Permittee shall start urea injection in the SCR/SNCR unit to control NOx emissions from the galvanizing line, as soon as the catalyst bed reaches 500°F, the optimum catalyst temperature determined during the March 9, 2001 stack test.

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.22.9 Nitrogen Oxides (NOx) Emissions Monitoring [326 IAC 3-5] [326 IAC 7-2-1(g)]

Pursuant to 326 IAC 2-5.1-3 and 326 IAC 2-2:

(a) The Permittee shall install a continuous emissions monitoring system or alternative monitoring plan as allowed under the Clean Air Act and 326 IAC 3-5-1(d).

(b) The Permittee shall install, calibrate, certify, operate and maintain a continuous emissions monitoring system to monitor NOx emissions, in accordance with 326 IAC 3-5-2 through 326 IAC 3-5-7.

(1) The continuous emissions monitoring system (CEMS) shall measure the NOx emission rate in pounds per hour. The use of CEMS to measure and record the hourly NOx emission rates over a twenty-four (24) operating hour block averaging period is sufficient to demonstrate compliance with the limits established in the Conditions D.22.1(a) and D.22.1(b). The source shall maintain records of emission rates in pounds per hour.

(2) The Permittee shall submit to IDEM, OAQ, within ninety (90) days after the monitor installation, a complete written continuous monitoring standard operating procedure (SOP), in accordance with the requirements of 326 IAC 3-5-4.

(3) Relative accuracy tests and routine quarterly audits shall be performed in accordance with the contents of the standard operating procedures pursuant to 326 IAC 3-5-5.

(4) The Permittee shall record the output of the system and shall perform the required record keeping, pursuant to 326 IAC 3-5-6, and reporting, pursuant to 326 IAC 3-5-7.

(5) The source may submit to the OAQ alternative emission factors based on the source's CEMS data (collected over one (1) season of operation; where a season is defined as the period of time from May 1 through September 30) and the corresponding site temperatures, to use in lieu of the vendor provided emission factors in instances of downtime. The alternative emissions factors must be approved by the OAQ prior to use in calculating emissions for the limitations established in this permit. The alternative emission factors shall be based upon collected monitoring and test data supplied from an approved continuous emissions monitoring system. In the event that the information submitted does not contain sufficient data to establish appropriate emission factors, the source shall continue to collect data until appropriate emission factors can be established.

Record Keeping and Reporting Requirements [326 IAC 2-5.1-3(e)(2)] [326 IAC 2-6.1-5(a)(2)]

D.22.10 Record Keeping Requirements

(a) To document compliance with Conditions D.22.1(a), D.22.1(b), and D.22.9, the Permittee shall maintain records of the continuous emission monitoring data in accordance with 326 IAC 3-5.

(b) All records shall be maintained in accordance with Section C – General Record Keeping Requirements of this permit.

D.22.11 Reporting Requirements

The Permittee shall submit the following information on a quarterly basis:

(a) Records of excess NOx emissions (defined in 326 IAC 3-5-7 and 40 Part 60.7) from the continuous emissions monitoring system. These reports shall be submitted within thirty (30) calendar days following the end of each calendar quarter and in accordance with Section C – General Reporting Requirements of this permit.

(b) A quarterly summary of the CEMs data used to document compliance with Conditions D.22.1(a) and D.22.1(b) shall be submitted to the address listed in Section C – General Reporting Requirements, of this permit, within thirty (30) days after the end of the quarter being reported.

SECTION D.23 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

INSIGNIFICANT ACTIVITIES – WELDING

(i) The following equipment related to manufacturing activities not resulting in the emission of HAPs: brazing equipment, cutting torches, soldering equipment, welding equipment including the galvanizing line welder.

(j) Structural steel and bridge fabrication activities using 80 tons or less of welding consumables.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.23.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the brazing equipment, cutting torches, soldering equipment, welding equipment, and structural steel and bridge fabrication activities shall not exceed a pound per hour emission rate established as E in the following formula:

Interpolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour and
P = process weight rate in tons per hour

or

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission is pounds per hour and
P = process weight rate in tons per hour

SECTION D.24 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

INSIGNIFICANT ACTIVITIES – MISCELLANEOUS SHEARS AND SIDE TRIMMERS

Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(k) Various shears located at various sites throughout the facility.

(l) Side trimmers located at various sites throughout the facility.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.24.1 Particulate [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the particulate emissions from the shears and side trimmers shall not exceed a pound per hour emission rate established as E in the following formula:

Interpolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour and
P = process weight rate in tons per hour

or

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission is pounds per hour and
P = process weight rate in tons per hour

SECTION D.25 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

HOT STRIP MILL & TUNNEL FURNACE SYSTEM

(ii) The Hot Strip Mill, identified as HSM, constructed in 1989, with a maximum capacity of 502 tons/hour consisting of various rolling mill processes: Shearing, Descaling, Finishing, Rollout Table, Coilers, Skin Pass Mill and Roll Grinders. Parts of the Hot Mill Strip are controlled by water roll cooling.

(jj) Tunnel Furnace System, identified as EU-02, constructed in 1989, with a maximum capacity of 502 tons/hour, with a maximum total heat input capacity of 200 MMBtu per hour, emissions uncontrolled, tunnel furnace 1 exhausts to stack S13 and S14, tunnel furnace 2 exhausts to stack S15, and consisting of:

(1) Tunnel Furnace 1 – Natural gas fired with a heat input capacity of 84 MMBtu per hour. Tunnel Furnace 1 was constructed in 1989 as part of the original Tunnel Furnace System. Propane may be used as a backup fuel.

(2) Tunnel Furnace 2 – Natural gas fired with a heat input capacity of 84 MMBtu per hour. Tunnel Furnace 2 was constructed in 1994. Propane may be used as a backup fuel.

(3) Shuttle Furnaces 1 and 2 – Natural gas fired with a heat input capacity of 13 MMBtu per hour each using low NOx burners. Shuttle Furnaces 1 and 2 were constructed in 1994 and approved for a burner replacement in 2008. Propane may be used as a backup fuel.

(4) Snub Furnace – Natural gas fired with a heat input capacity of 6 MMBtu per hour. The snub furnace was constructed in 1989 and modified in 1994. Propane may be used as a backup fuel.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.25.1 Hot Strip Mill PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD 107-2764-00038, issued on November 30, 1993, revised by PSD SSM 107-16823-00038, issued November 21, 2003, the Hot Strip Mill (HSM) shall comply with the following BACT requirements:

(a) The rolling mill in the Hot Strip Mill shall be operated using water roll cooling sprays with any PM, in solid or liquid form, collected in flumes and transported to the scale pit.

(b) PM and PM10 emissions from the Hot Strip Mill process shall be limited to 0 pound per hour.

(c) Fugitive emissions generated at the Hot Strip Mill shall not exceed 0% opacity when emitted from any roof monitor or building opening, based on a 6-minute average.

(d) The VOC emissions from the Hot Strip Mill (HSM) shall not exceed 0.06 lb/ton of steel produced.

D.25.2 Tunnel Furnace System PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD 107-3702-00038, issued March 28, 1995, tunnel furnaces No. 1 and No. 2, shuttle furnaces No. 1 and No. 2, and the snub furnace, shall comply with the following requirements:

(a) NOx emissions from tunnel furnaces No. 1 and No. 2 shall be limited to 190 pounds per million cubic feet of natural gas burned.

(b) NOx emissions from shuttle furnaces No. 1 and No. 2 shall be limited to 100 lbs per million cubic feet of natural gas burned.

(c) Tunnel furnaces No. 1 and No. 2, shuttle furnaces No. 1 and No. 2, and the snub furnace shall burn natural gas as primary fuel and propane as back up fuel.

(d) Shuttle furnaces No. 1 and No. 2 shall be equipped and operated with low NOx burners.

Pursuant to 326 IAC 2-2 and PSD 107-5235-00038, issued June 20, 1996, the snub furnace shall comply with the following requirements:

(a) The NOx emissions from the snub furnace shall be limited to 190 lbs per million cubic feet of natural gas burned.

(b) The snub furnace shall be equipped and operated with low NOx burners.

D.25.3 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from the Tunnel Furnace System (EU-02) shall not exceed 69.0 pounds per hour when operating at a process weight rate of 502 tons per hour.

The pounds per hour limitation was calculated with the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

SECTION D.26 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

HOT STRIP MILL – ANNEALING FURNACES

(kk) Two (2) natural gas-fired annealing furnaces using propane as a backup fuel, identified as HM #1 and HM #2, each with a maximum heat input capacity of 14.505 MMBtu per hour, both constructed in 2006. Emissions are controlled by low NOx burners and exhaust to the atmosphere.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.26.1 Nitrogen Oxides (NOx) [326 IAC 2-7-5]

Pursuant to 326 IAC 2-7-5, MSM 107-21527-00038, issued September 23, 2005, and MPM 107-21907-00038, issued May 24, 2006:

(a) The input of the natural gas to the annealing furnaces shall be limited to less than 501.3 million cubic feet of natural gas per 12 consecutive month period, with compliance determined at the end of each month. NOx emissions shall not exceed 0.098 lb NOx/MMBtu.

(b) For purposes of determining compliance with the fuel usage limit, 5.22 thousand gallons of propane (LPG) shall be equivalent to one million cubic feet of natural gas.

(c) When combusting propane, NOx emissions shall not exceed 0.208 lb NOx/MMBtu.

D.26.2 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from each annealing furnace (HM #1 and HM #2) in the Hot Mill shall not exceed 59.0 pounds per hour when operating at a process weight rate of 210 tons per hour each.

The pounds per hour limitation was calculated with the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.26.3 Record Keeping Requirements

(a) Actual type and quantity of fuel used (including gallons of propane, cubic feet of natural gas, and equivalent thousand gallons of propane LPG as million cubic feet of natural gas), since the last compliance determination period; and

(b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.26.4 Reporting Requirements

A quarterly summary of the information to document compliance with Condition D.26.1 shall be submitted to the address listed in Section C - General Reporting Requirements, of this permit, using the reporting form located at the end of this permit, or their equivalent, within thirty (30) days after the end of the quarterly period being reported. The report submitted by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-1.1-1(1).

SECTION D.27 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

INSIGNIFICANT ACTIVITIES – DEGREASING

(m) Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21) consisting of: Degreasing operations, identified as DG, with a maximum throughput greater than 145 gallons per 12 months, uncontrolled and exhausting to the atmosphere.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.27.1 Cold Cleaner Operation [326 IAC 8-3-2]

Pursuant to 326 IAC 8-3-2, the Permittee shall do the following with respect to unit DG:

(a) equip the cleaner with a cover;

(b) equip the cleaner with a facility for draining cleaned parts;

(c) close the degreaser cover whenever parts are not being handled in the cleaner;

(d) drain cleaned parts for at least fifteen (15) seconds or until dripping ceases;

(e) provide a permanent, conspicuous label summarizing the operating requirements;

(f) store waste solvent only in covered containers and not dispose of waste solvent or transfer it to another party, in such a manner that greater than twenty percent (20%) of the waste solvent (by weight) can evaporate to the atmosphere.

SECTION D.28 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

MELT SHOP – MATERIAL TRANSFER STATION

(ll) Material transfer station #1, located inside the building exhausting to general ventilation, which will service both the EAFs and the LMFs, used to transfer various types and grades of lime, carbon, foamy slag, scrap, scrap substitutes, and other alloys from rail cars. Railcars are unloaded to trucks, silos, or the meltshop alloy handling system. Identified as MT #1, constructed in 2003, and consisting of:

(1) Rail car bottom unloading through a rubber boot to a conveyor with emissions uncontrolled.

(2) One (1) totally enclosed conveyor, identified as MTC, constructed in 2003, with emissions controlled by a bin vent dust collector and exhausting to stack S-45.

(3) One (1) loading spout connected to the load truck with emissions uncontrolled.

(mm) Material transfer station #2, located inside the building and exhausting to the atmosphere, which services the EAFs and the LMFs, used to transfer various types and grades of lime, carbon, foamy slag, scrap, scrap substitutes, and other alloys from rail cars. Railcars are unloaded to trucks, silos, or the meltshop alloy handling system. Identified as MT #2, constructed in 2006, and consisting of:

(1) Ten (10) storage silos, each controlled by individual bin vent filters or the Meltshop EAF baghouses (1 and 2).

(2) One (1) rail unloading operation under a roof.

(3) One (1) truck dumping station enclosed by a three sided building.

(4) One (1) loader dumping station enclosed by a three sided building.

(5) Associated enclosed conveyors.

(6) Storage bins.

(7) Misc. feed equipment and controls.

(mm1) Material transfer station #3, located outside, exhausting to the atmosphere, which services both the EAFs and the LMFs, used to transfer various types and grades of lime, carbon, foamy slag, and other alloys from rail cars. Rail cars are unloaded to trucks, which transfer materials to silos, or the meltshop alloy handling system. Identified as MT #3, and consisting of:

(1) Rail car bottom unloading through a rubber boot to a conveyor with emissions uncontrolled.

(2) One (1) totally enclosed conveyor, identified as MTC #2 with emissions controlled by a bin vent dust collector and exhausting to the atmosphere.

(3) One (1) loading spout connected to the load truck with emissions uncontrolled.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.28.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the allowable particulate emission rate from the material transfer station (MT #1) shall not exceed 55.4 pounds per hour when operating at a process weight rate of 150 tons per hour. The pounds per hour limitation was calculated using the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of 60,000 pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and P = process weight rate in tons per hour

D.28.2 Particulate Control Equipment Operation [326 IAC 2-2]

Pursuant to 326 IAC 2-2 and PSD SSM 107-16823-00038, issued November 21, 2003, amended via 107-21611-00038 issued August 24, 2005, each silo shall be controlled by the Meltshop EAF Baghouses (1 and/or 2) or individual bin vent filters, with the following specifications: each bin vent filter will have an outlet grain loading of 0.01 grains per dry standard cubic foot.

D.28.3 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B – Preventive Maintenance Plan, of this permit, is required for the material transfer station (MT #1) and its control devices.

Compliance Determination Requirements

D.28.4 Particulate Control

(a) The bin vent dust collector for particulate control shall be in operation and control emissions from the totally enclosed conveyor (MTC) at all times that the MTC is in operation.

(b) In the event that bag failure is observed in a multi-compartment baghouse, if operations will continue for ten (10) days or more after the failure is observed before the failed units will be repaired or replaced, the Permittee shall promptly notify the IDEM, OAQ of the expected date the failed units will be repaired or replaced. The notification shall also include the status of the applicable compliance monitoring parameters with respect to normal, and the results of any response actions taken up to the time of notification.

SECTION D.29 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

MELTSHOP– ELECTRIC ARC FURNACES, ARGON OXYGEN DECARBURIZATION (AOD) VESSELS, DESULFURIZATION, CONTINUOUS CASTERS, EAF DUST TREATMENT FACILITY, LMFs, PREHEATERS AND DRYERS

(nn) Two (2) Meltshop Electric Arc Furnaces (EAFs), identified as EAF #1 and EAF #2, constructed in 1989 and approved for modification in 2007 to replace the furnace bottoms. EAF #1 consists of three (3) co-jet oxyfuel burner/lance, each has a rated capacity of 6 megawatt constructed in 1996, and approved for modification in 2003 using oxygen, natural gas and propane as backup fuels. EAF #2 consists of three (3) co-jet oxyfuel burner/lance, each has a rated capacity of 6 megawatt constructed in 1996, and approved for modification in 2003 using oxygen, natural gas and propane as backup fuels. EAF #1 consists of three (3) carbon injectors with total maximum rated capacity of 1000 pounds per minute and EAF #2 consists of three (3) carbon injectors with total maximum rated capacity of 1000 pounds per minute constructed in 1996, and approved for modification in 2003. Together the EAFs and the Argon Oxygen Decarburization (AOD) have a maximum capacity of 502 tons/hour, with emissions controlled by multi compartment reverse air type baghouses (identified as Meltshop Baghouse1 and Meltshop Baghouse2). In addition the EAFs have the following associated equipment:

(1) Seven (7) small charge buckets, five (5) buckets constructed in 1989 and two (2) charge buckets approved for construction in 2007.

(2) Three (3) additional large charge buckets used for single furnace charges on both EAFs, approved for construction in 2007.

(3) Twenty-five (25) EAFs ladles, twenty-one (21) constructed in 1989, four (4) ladles approved for construction in 2007.

(4) EAF charge handling currently utilizing two (2) overhead cranes with magnets and a conveyor to load charge buckets constructed in 1989 and approved for modification in 2007 with the addition of 2 new scrap cranes with magnetics, enhancement of existing cranes and/or magnetics, use of rail and/or truck dump and loader operations and the use of mobile cranes to load charge buckets in the scrap yard.

(5) Flux and alloy material handling system for direct feeding of alloys, lime, carbon, scrap substitutes and other related materials to the EAFs constructed in 1989 and approved for modification in 2007 with the addition of bulk loading of material to the system in a three-sided building.

A continuous emission monitor (CEM) is used to monitor NOx, CO, and SO_2 emissions from the EAFs.

Under 40 CFR Part 60, Subpart AAa, these units are considered electric arc furnaces.

(1) The EAFs also utilize the following technologies:

(A) A direct shell evacuation (DSE) control system ("a fourth hole duct"),

(B) An overhead roof exhaust system consisting of canopy hoods,

(C) Oxy fuel burners, and

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(2) Each or any combination of the Meltshop EAFs and AOD can independently produce the maximum capacity of 502 tons/hour of steel. Each Meltshop EAF can operate concurrently or independently to achieve this maximum capacity.

(3) Both the Meltshop Baghouse1 and Meltshop Baghouse2 capture the emissions from the Meltshop EAFs, AOD vessel, Desulfurization, Meltshop Continuous Casters, the three (3) Ladle Metallurgy Furnaces (EU-13 (a), EU-13 (b) and EU-13 (c)) and other miscellaneous sources. Each Meltshop Baghouse can sufficiently control emissions independently.

(A) The Meltshop Baghouse1 is a multi compartment positive pressure baghouse, has a design air flow rate of 1,527,960 actual cubic foot/min (acf/min) and an outlet PM loading of 0.0018 grains/dry standard cubic foot (gr/dscf). This Meltshop Baghouse1 exhausts to a roof vent/monitor identified as vent BH1.

(B) The Meltshop Baghouse2 is a multi compartment positive pressure baghouse, has a design flow rate of 915,000 dscf/min and 1,200,000 acf/min and an outlet PM loading of 0.0018 gr/dscf. This Meltshop Baghouse2 exhausts to a stack identified as BH2.

(4) The fugitive emissions generated during the furnace operations are captured by the Meltshop Roof Canopies or contained within the Meltshop Building.

(5) The Meltshop roof monitors include exhausts from the ladle preheaters, ladle dryers, tundish preheaters, tundish dryers, ladle lancing station, tundish dumping, fugitive emissions from the LMFs, fugitive emissions from the Meltshop Casters and other Meltshop operations.

(oo) One (1) Argon oxygen decarburization (AOD) vessel, identified as AOD1, constructed in 1995. One (1) top lance for AOD1 rated at 300,000 cubic feet/hour of oxygen. Together the AOD and the Meltshop EAFs have a total maximum capacity of 502 tons/hour, with emissions controlled by the Meltshop Baghouse1 which exhausts to a roof vent/monitor identified as vent BH1, and Meltshop Baghouse2 which exhausts to stack BH2. One Argon-Oxygen Decarburization Dryout and Preheat Burner, constructed pursuant to CP 107-3599-00038, as revised by A107-4631-00038, September 28, 1995.

Under 40 CFR Part 60, Subpart AAa, AOD1 is considered an argon-oxygen decarburization vessel.

(pp) Desulfurization (DS) is an additional step in the Meltshop operations that remove sulfur. It has a maximum capacity of 502 tons of metal per hour.

(qq) Two (2) Meltshop Continuous Casters, identified as CC #1 and CC #2, CC #1 was constructed in 1989, CC #2 was constructed in 1994, with total maximum capacity of 502 tons/hour, with emissions controlled by the Meltshop EAF Baghouse1 identified as vent BH1 which exhausts to a roof vent/monitor or Meltshop EAF Baghouse2 which exhausts to stack BH2. The steam from the Meltshop Continuous Casters exhausts through stack S-11.

(rr) An EAF dust treatment facility, identified as DTF, constructed in 2004, with a capacity of 100,000 lb/hour, with emission control by bin vents for the silos, scrubber for dust treatment and baghouse for truck loading. Dust transfer will also occur inside the building.

Under 40 CFR Part 60, Subpart AAa, this unit is considered a dust handling system. Options for the dust transfer are:

(1) from silo to truck through a loading spout,

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(2) from silo to railcar through a loading spout,

(3) From silo to truck through a loading spout to transfer to the existing Meltshop Baghouses. Unloading from the truck at the existing Meltshop Baghouses also occurs in the building, transferring the dust through augers and a bucket elevator to the existing silo. In this option, the existing EAF dust treatment will have a maximum capacity of 100,000 lb/hr.

(4) Treating dust at the new silo and transferring to a truck. No loading spout is necessary because the material is no longer dusty, as treated.

The EAF dust treatment facility consists of the following:

(A) One (1) lime storage silo, identified as HRE #1, constructed in 1999, with a maximum capacity of 109 tons, emissions controlled by a bin vent filter, and exhausting to stack HR/E-2. Lime is pneumatically loaded to the silo at a maximum transfer rate of 40,000 pounds per hour.

(B) One (1) pugmill, identified as PM, constructed in 1999, with a maximum capacity of 100,000 pounds per hour, emissions controlled by one (1) venturi scrubber, and exhausting to stack HR/E-1. Lime is transferred to the pugmill via a screw conveyor system at a maximum transfer rate of 5,100 pounds per hour and EAF dust is transferred to the pugmill via gravity through an enclosed cone bottom loading spout at a maximum transfer rate of 100,000 pounds per hour.

(ss) Three (3) Meltshop Ladle Metallurgy Furnaces (LMFs)/Stirring Station, two (2) identified as EU-13 (a) and (b), constructed in 1988, and approved for modification in 2009 by ducting the exhaust to the Meltshop Baghouses 1 and 2; and one (1) LMF identified as EU-13 (c) approved for construction in 2007 with a maximum capacity of 502 tons/hour each. All three LMFs are controlled by the meltshop Baghouses 1 and 2. In addition the LMFs have the following associated equipment:

(1) Ladle Preheaters, identified as LP #1a through LP #7a, consisting of:

(A) Three (3) natural gas-fired ladle preheaters, identified as LP #1a, LP #2a, and LP #3a, approved for construction in 2007, each with a heat input capacity of 10 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(B) One (1) natural gas-fired AOD ladle preheater, identified as LP #4a, approved for construction in 2007, with a heat input capacity of 10 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(C) One (1) natural gas-fired ladle preheater, identified as LP #5a, approved for construction in 2007, with a heat input capacity of 10 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(D) One (1) natural gas-fired ladle preheater, identified as LP #6, approved for construction in 2006, with a heat input capacity of 12 MMBtu/hour, utilizing low-NOx burners, using propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(E) One (1) natural gas-fired ladle preheater/dryer, identified as LP #7a, approved for construction in 2007, with a heat input capacity of 10 MMBtu/hour, using

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propane as a backup fuel, with uncontrolled emissions exhausting to stacks 7 and 8.

(2a) Ladle Dryer, identified as LDS #1, constructed in 1989, consisting of a low NOx natural gas fired burner, with a heat input capacity of 5 MMBtu per hour. Emissions are uncontrolled and exhausting to stack 12.

(2b) One (1) natural gas-fired Ladle Dryer, identified as LDS #1a, approved for construction in 2007, with a heat input capacity of 5 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-12.

(3) Five (5) Tundish Preheaters, identified as TP1 - TP5, constructed in 1995, each with a heat input capacity of 6 MMBtu per hour, using propane as a backup fuel.

(4) Two (2) Tundish Dryout Stations, identified as TD #1 and TD #2. TD #1 was constructed in 1989, and TD#2 was constructed in 1990, each with a heat input capacity of 9 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-10.

(5) Four (4) Tundish Nozzle Preheaters, identified as TNP #1- #4, constructed in 1995, consisting of a low NOx natural gas fired Preheaters, each with a heat input capacity of 0.8 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-10.

(6) One (1) natural gas-fired tundish dryout station, identified as TD #3, approved for construction in 2007, with a maximum heat input capacity of 2.4 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-10.

(7) Two (2) natural gas-fired mandrel dryers, identified as MD #1 and MD #2, approved for construction in 2007, each with a heat input capacity of 1.5 MMBtu per hour, using propane as a backup fuel, with uncontrolled emissions exhausting to stack S-10.

(8) Fifteen (15) belt conveyors and 20 weight hoppers, with a maximum throughput of 200 tons per hour, approved for construction in 2007. These conveyors will supply lime, carbon and alloys to the new LMF EU-13(c)).

(9) Flux and alloy material handling system for direct feeding of alloys, lime, carbon, scrap substitutes and other related materials to the LMFs, constructed in 1988 and approved for modification in 2007 with the addition of a three-sided building for bulk loading of material to the system.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.29.1 Meltshop Baghouses PSD BACT [326 IAC 2-2]

(a) Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), PSD/SSM 107-24348-00038, and PSD/SSM 107-26591-00038, the Permittee shall comply with the following BACT requirements:

(1) The Meltshop Baghouses (1 and 2) shall capture and control the emissions from the Meltshop EAFs, AOD vessels, Desulfurization station, Meltshop Continuous Casters and three (3) LMFs (EAF #1, EAF #2, AODs, DS, CC #1, CC #2, EU-13 (a), EU-13 (b) and EU-13 (c)).

(2) Steel production shall not exceed 4,397,520 tons of steel poured/tapped per 12-consecutive month period with compliance demonstrated at the end of each month.

(3) The total sulfur dioxide (SO_2) emissions from the Meltshop Baghouses (1 and 2), controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs (EU-13 (a), EU-13 (b) and EU-13 (c)) shall not exceed 0.33 pound per ton of steel produced and 167 pounds of SO_2 per hour, based on a 3-hour block average.

(4) The total nitrogen oxide (NO_x) emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs (EU-13 (a), EU-13 (b) and EU-13 (c)) shall not exceed 0.35 pounds per ton of steel produced and 175.7 pounds of NO_x per hour.

(5) The total carbon monoxide (CO) emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs (EU-13 (a), EU-13 (b) and EU-13 (c)) shall not exceed 2.0 pounds per ton of steel produced and 1,004 pounds of CO per hour, based on a 3-hour block average.

(6) The total volatile organic compound (VOC) emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs (EU-13 (a), EU-13 (b) and EU-13 (c)**)** shall not exceed 0.09 pound per ton of steel produced and 45.18 pounds of VOC per hour, based on a 3-hour block average.

(7) Filterable particulate matter (PM) emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs (EU-13 (a), EU-13 (b) and EU-13 (c)) shall each not exceed 0.0018 grains/dscf.

(8) Filterable and condensible PM_{10} emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs (EU-13 (a), EU-13 (b) and EU-13 (c)) shall each not exceed 0.0052 grains/dscf.

(9) The visible emissions from each Meltshop Baghouse shall not exceed 3% opacity, based on a 6-minute average.

(10) Visible emissions from the Meltshop Roof Monitors shall not exceed 5% opacity, based on a 6-minute average.

(11) Fugitive emissions generated at each EAF (EAF #1 and EAF #2) during each complete cycle from tap to tap shall not exceed 3% opacity when emitted from any roof monitor or building opening, based on a 6-minute average.

(12) Good working practices shall be observed such as following various tapping, melting and refining practices.

(b) Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), the Permittee shall comply with the following BACT requirements:

(1) The Argon-Oxygen Decarburization (AOD) Dryout and Preheat Burner shall be limited as follows: 100 percent of all PM/PM10 fugitive emissions generated during the operation of the AOD Dryout and Preheat burner shall be captured by

the roof canopy in the North Furnace Bay or contained and collected within the North Furnace Bay.

(2) The AOD Dryout and Preheat Burner is limited solely to the use of natural gas and limited to 20.0 million Btu per hour heat input.

(3) That all equipment consuming natural gas as the fuel source shall be limited to the use of a propane-air mixture as the alternative backup source.

(4) NOx emissions shall be limited to 140 pounds per million cubic feet of natural gas burned, 2.8 pounds per hour, and 12.3 tons per year.

D.29.2 Operational Flexibility [326 IAC 2-2]

Pursuant to 326 IAC 2-2, and PSD/SSM 107-26591-00038, the Permittee shall comply with the following requirements:

(a) Each or any combination of the Meltshop EAFs and AOD (EAF #1, EAF #2, and AODs) may independently produce the maximum capacity of 502 tons/hour of steel. Each Meltshop EAF can operate concurrently or independently to achieve this maximum capacity.

(b) Each Meltshop Baghouse can sufficiently control emissions independently.

(c) The Meltshop Continuous Casters (CC #1 and CC #2) can cast molten steel either from the Meltshop LMFs, AOD, Castrip Vacuum Degasser or Castrip LMS.

D.29.3 Meltshop PSD BACT for Metals [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), PSD/SSM 107-24348-00038, and PSD/SSM 107-26591-00038, the Permittee shall comply with the following BACT requirements:

(a) The Lead emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 0.24 pound per hour, based on a 3-hour block average.

(b) The Mercury emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 0.08 pound per hour, based on a 3-hour block average.

(c) The Beryllium emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 0.002 pound per hour, based on a 3-hour block average.

(d) The Fluorides emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 5.02 pounds per hour, based on a 3-hour block average.

The fluorides emissions from the EAFs and LMFs shall be minimized by using granular Fluorspar, to minimize fluorides emissions and it shall be applied at an average rate of 250 pounds/heat or less at each EAFs and at an average rate of 500 pounds/heat or less at each LMF.

(e) The emissions from lead and mercury shall be minimized in accordance with the Scrap Management Program (SMP) in Condition D.29.10(c) and

(f) The emissions from the Meltshop EAFs/AODs, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be controlled by a baghouse.

D.29.4 Meltshop EAF Dust and Alloy Handling/Treatment System PM and Opacity PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), the Permittee shall comply with the following BACT requirements:

(a) Visible emissions from the EAF Dust Handling System and the Treatment System (DTF) shall each not exceed 10% opacity, based on a 6-minute average.

(b) The AOD vessel alloy handling system emissions shall be captured by the Meltshop Roof Canopy.

D.29.5 Ladle Dryers PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD/SSM 107-24348-00038, the Ladle Dryers (LDS #1 and LDS #1a) shall comply with the following BACT requirements:

(a) The Ladle Dryers (LDS #1 and LDS#1a) shall only burn natural gas, except as specified below, and shall be limited to 5.0 million Btu per hour heat input, each.

(b) PM/PM10 shall be limited to 7.6 pounds per million cubic feet of natural gas burned, 0.076 pounds per hour (total), and 0.33 tons per year (total).

(c) NOx emissions shall be limited to 100 pounds per million cubic feet of natural gas burned, 0 1.0 pounds per hour (total), and 4.38 tons per year (total).

(d) CO emissions shall be limited to 84 pounds per million cubic feet of natural gas burned, 0.84 pounds per hour (total), and 3.6 tons per year (total).

(e) VOC emissions from shall be limited to 5.5 pounds per million cubic feet of natural gas burned, 0.06 pounds per hour (total), and 0.24 tons per year (total).

(f) SO2 emission shall be limited to 0.6 lb per million cubic feet of natural gas burned, 0.006 pound per hour (total) and 0.026 ton per year (total).

(g) Visible emissions shall not exceed 5% opacity, based on a 6-minute average.

(h) The Ladle Dryer (LDS #1 and LDS #1a) shall only burn propane as a back-up fuel.

D.29.6 Ladle Preheaters PSD BACT [326 IAC 2-2]

(a) Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD/SSM 107-24348-00038, the six (6) Ladle Preheaters (LP#1a - #5a and #7a) shall comply with the following BACT requirements:

(1) The six (6) Ladle Preheaters (LP#1a - #5a and #7a) shall only burn natural gas, except as specified below. The six (6) Ladle Preheaters (LP#1a - #5a and #7a) shall each be limited to 10.0 million Btu per hour heat input

(2) PM/PM10 emissions from each of the six (6) Ladle Preheaters (LP#1a - #5a and #7a) shall be limited to 7.6 pounds per million cubic feet of natural gas burned, 0.456 pounds per hour (total), and 2.0 tons per year (total).

(3) NOx emissions from each of the six (6) Ladle Preheaters (LP#1a - #5a and #7a) shall be limited to 100 pounds per million cubic feet of natural gas burned, 6.0 pounds per hour (total), and 26.3 tons per year (total).

(4) CO emissions from each of the six (6) Ladle Preheaters (LP#1a - #5a and #7a)

shall be limited to 84 pounds per million cubic feet of natural gas burned, 5.04 pounds per hour (total), and 22.0 tons per year (total).

(5) VOC emissions from each of the six (6) Ladle Preheaters (LP#1a - #5a and #7a) shall be limited to 5.5 pounds per million cubic feet of natural gas burned, 0.33 pounds per hour (total), and 1.44 tons per year (total).

(6) SO_2 emissions from each of the six (6) Ladle Preheaters (LP#1a - #5a and #7a) shall be limited to 0.6 lb per million cubic feet of natural gas burned, 0.036 pounds per hour.

(7) The six (6) Ladle Preheaters (LP#1a - #5a and #7a) shall only burn propane as a back-up fuel.

(8) Visible emissions from the six (6) Ladle Preheaters (LP#1a - #5a and #7a) shall not exceed 5% opacity, based on a 6-minute average.

(b) Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD SSM 107-21359-00038, issued on April 27, 2006, ladle preheater LP #6 shall comply with the following BACT requirements:

(1) The BACT for NOx shall be “good combustion practices”, utilize “pipeline quality” natural gas as the primary fuel and may utilize propane as a backup fuel, proper operation and shall not exceed a NOx emission rate of 0.10 pounds per MMBtu and 1.2 lbs per hour.

(2) The BACT for SO_2 shall be “good combustion practices”, utilize “pipeline quality” natural gas as the primary fuel and may utilize propane as a backup fuel, proper operation and shall not exceed a SO_2 emission rate of 0.0006 pounds per MMBtu and 0.007 lbs per hour.

(3) The BACT for CO shall be “good combustion practices”, utilize “pipeline quality” natural gas as the primary fuel and may utilize propane as a backup fuel, proper operation and shall not exceed a CO emission rate of 0.084 pounds per MMBtu and 1.01 lbs per hour.

(4) The BACT for PM/PM10 (filterable plus condensable) shall be “good combustion practices”, utilize “pipeline quality” natural gas as the primary fuel and may utilize propane as a backup fuel, proper operation and shall not exceed a PM/PM10 (filterable plus condensable) emission rate of 0.0076 pounds per MMBtu and 0.091 lbs per hour.

(5) The BACT for VOC shall be “good combustion practices”, utilize “pipeline quality” natural gas as the primary fuel and may utilize propane as a backup fuel, proper operation and shall not exceed a VOC emission rate of 0.0054 pounds per MMBtu and 0.065 lbs per hour.

(6) The opacity from stacks 7 and 8 shall not exceed three percent (3%) opacity based on a six-minute average (24 readings taken in accordance with 40 CFR Part 60, Appendix A, Method 9). Compliance with this limitation satisfies the opacity limitations required by 326 IAC 5-1 (Opacity Limitations).

(c) Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD/SSM 107-24348-00038, the Tundish Nozzle Preheaterss (TPH1 through TPH4) shall comply with the following BACT requirements:

(1) The Tundish Nozzle Preheaters (TPH1 through TPH4) shall only burn natural gas, except as specified below, and shall be limited to 0.8 million Btu per hour heat input each.

(2) PM/PM10 emissions from the Tundish Nozzle Preheaters (TPH1 through TPH4) shall be limited to 7.6 pounds per million cubic feet of natural gas burned, 0.02 pounds per hour (total).

(3) NOx emissions from the Tundish Nozzle Preheaters (TPH1 through TPH4) shall be limited to 100 pounds per million cubic feet of natural gas burned, 0.32 pounds per hour (total.

(4) CO emissions from the Tundish Nozzle Preheaters (TPH1 through TPH4) shall be limited to 84 pounds per million cubic feet of natural gas burned, 0.27 pounds per hour (total).

(5) VOC emissions from the Tundish Nozzle Preheaters (TPH1 through TPH4) shall be limited to 5.5 pounds per million cubic feet of natural gas burned, 0.02 pounds per hour (total).

(6) SO2 emission from the Tundish Nozzle Preheaters (TPH1 through TPH4) shall be limited to 0.6 lb per million cubic feet of natural gas burned, 0.002 pounds per hour (total).

(7) Visible emissions shall not exceed 5% opacity, based on a 6-minute average.

(8) The Tundish Nozzle Preheaters (TPH1 through TPH4) shall only burn propane as a back-up fuel.

(d) Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD/SSM 107-24348-00038, the Tundish Preheaterss (TP1 through TP5) shall comply with the following BACT requirements:

(1) The Tundish Preheaters (TP1 through TP5) shall only burn natural gas, except as specified below, and shall be limited to 6.0 million Btu per hour heat input each.

(2) PM/PM10 emissions from the Tundish Preheaters (TP1 through TP5) shall be limited to 7.6 pounds per million cubic feet of natural gas burned, 0.23 pounds per hour (total).

(3) NOx emissions from the Tundish Preheaters (TP1 through TP5) shall be limited to 100 pounds per million cubic feet of natural gas burned, 3.0 pounds per hour (total).

(4) CO emissions from the Tundish Preheaters (TP1 through TP5) shall be limited to 84 pounds per million cubic feet of natural gas burned, 2.5 pounds per hour (total).

(5) VOC emissions from the Tundish Preheaters (TP1 through TP5) shall be limited to 5.5 pounds per million cubic feet of natural gas burned, 0.165 pounds per hour (total).

(6) SO2 emissions from the Tundish Preheaters (TP1 through TP5) shall be limited to 0.6 lb per million cubic feet of natural gas burned, 0.02 pounds per hour (total).

(7) Visible emissions shall not exceed 5% opacity, based on a 6-minute average.

(8) The Tundish Preheaters (TP1 through TP5) shall only burn propane as a back-up fuel.

D.29.7 Tundish Dryout Station (TD #1) PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD/SSM 107-24348-00038, the Tundish Dryout Stations (TD #1 and TD #2) shall comply with the following BACT requirements:

(a) The Tundish Dryout Station (TD #1 and TD #2) shall only burn natural gas, except as specified below, and shall be limited to 9.0 million Btu per hour heat input each.

(b) PM/PM10 shall be limited to 7.6 pounds per million cubic feet of natural gas burned, 0.14 pounds per hour (total), and 0.6 tons per year (total).

(c) NOx emissions shall be limited to 100 pounds per million cubic feet of natural gas burned, 1.8 pounds per hour (total), and 7.9 tons per year (total).

(d) CO emissions shall be limited to 84 pounds per million cubic feet of natural gas burned, 1.5 pounds per hour, and 6.6 tons per year (total).

(e) VOC emissions shall be limited to 5.5 pounds per million cubic feet of natural gas burned, 0.1 pounds per hour, 0.43 tons per year (total).

(f) SO2 emission shall be limited to 0.6 lb per million cubic feet of natural gas burned, 0.01 pounds per hour (total), and 0.05 tons per year (total).

(g) Visible emissions shall not exceed 5% opacity, based on a 6-minute average.

(h) The Tundish Dryout Stations (TD #1 and TD #2) shall only burn propane as a back-up fuel.

D.29.8 PSD Limit [326 IAC 2-2]

The combined input of propane to emission units TD #3, MD #1, and MD #2, combined with the input of propane to annealing furnace AN-19 (permitted in Section D.19) shall be limited to less than 1,089 thousand gallons of propane (LPG) per twelve consecutive month period, with compliance determined at the end of each month. NOx emissions shall not exceed 0.208 pounds per MMBtu when burning propane. Compliance with this limit will ensure that the potential to emit from the modification performed under SSM 107-23609-00038 is less than forty (40) tons of NOx per year and will render the requirements of 326 IAC 2-2 (PSD) not applicable.

D.29.9 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan, of this permit, is required for the emission units identified in (nn), (oo), (pp), (qq), (rr), (ss) and their control devices of Section D.29 except for emission units identified in (nn)(1) through (5) and (ss)(1) through (9).

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.29.10 Meltshop EAF PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), the Permittee shall comply with the following BACT requirements:

(a) Each EAF (EAF #1 and EAF #2) shall be equipped and operated with oxy fuel burners.

(b) Each EAF shall be controlled by a direct shell evacuation (DSE) system and canopy hoods.

(c) VOC emissions shall be controlled through an extensive scrap management program as follows:

(1) All grades of scrap charged to the furnaces shall not contain observable non-ferrous metals or non-metallics.

(2) All grades of scrap shall be free of excessive dirt, oil, and grease.

(3) Heavily oiled scrap shall not be used.

(d) Good work practices shall be observed.

D.29.11 Meltshop EAF Dust Handling System and Dust Treatment System PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), the Permittee shall comply with the following BACT requirements:

(a) The EAF Dust Handling System (DTF) shall be equipped with bin vents on the silos.

(b) The Dust Treatment System shall be equipped with a scrubber on the dust system and shall incorporate baghouse(s) for evacuation on the truck loading buildings**.**

(c) Options for the dust transfer are:

(1) from silo to truck through a loading spout,

(2) from silo to railcar through a loading spout,

(3) from silo to truck through a loading spout to transfer to the existing Meltshop Baghouses. Unloading from the truck at the existing Meltshop Baghouses also occurs in the building, transferring the dust through augers and a bucket elevator to the existing silo. In this option, the existing EAF dust treatment will have a maximum capacity of 100,000 lb/hr.

(4) treating dust at the new silo and transferring to a truck. No loading spout is necessary because the material is no longer dusty, as treated.

(d) Dust transfer shall occur inside the building.

D.29.12 Particulate Control Equipment Operation [326 IAC 2-2]

(a) Pursuant to 326 IAC 2-2, either or both the Meltshop Baghouses (1 and 2) for particulate control shall be in operation and control emissions at all times that one or all of the EAFs, AOD vessel, Desulfurization station, Meltshop Continuous Casters and three (3) LMFs (EAF #1, EAF #2, AODs, DS, CC #1, CC #2 and EU-13 (a), EU-13 (b) and EU-13 (c)) are in operation.

(b) Pursuant to 326 IAC 2-2, the following particulate control shall be in operation and control emissions at all times when its corresponding process is in operation:

(1) bin vents for the silos,

(2) scrubber for dust treatment, and

(3) baghouse for truck loading building evacuation.

(c) Pursuant to 326 IAC 2-2, fugitive emissions generated during EAFs and AOD vessel operations (EAF #1, EAF #2, and AODs) shall be captured by the Meltshop roof canopies or contained and collected within the Meltshop EAF building.

D.29.13 Testing Requirements [326 IAC 2-7-6(1),(6)] [326 IAC 2-1.1-11]

(a) No later than sixty (60) days from achieving maximum capacity or within one hundred and eighty (180) days after the initial start up of the LMFs (EU-13 (a), EU-13 (b) under the new

process configuration permitted in PSD/SSM 107-26591-00038, the Permittee shall conduct a performance test on the Meltshop EAF Baghouses 1 and 2 (stack and vent), controlling the EAFs, AODs, Desulfurization Station, Continuous Caster and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) for the following:

(1) Lead,

(2) Mercury,

(3) Fluorides

(4) Beryllium

(5) VOC

(b) For the Meltshop Baghouse1 and Baghouse2 stacks, the Permittee shall determine either:

(1) the control system fan motor amperes and all damper positions;

(2) the volumetric flow rate through each separately ducted hood; or,

(3) the volumetric flow rate at the control device inlet and all damper positions.

During all compliance demonstration testing.

(c) In order to demonstrate compliance with Conditions D.29.1 and D.29.3, the Permitee shall conduct performance test no later than sixty (60) days from achieving maximum capacity or within one hundred and eighty (180) days after the initial start up of the LMFs (EU-13 (a), EU-13 (b) under the new process configuration permitted in PSD/SSM 107-26591-00038, for opacity on the following emission points utilizing 40 CFR Part 60, Appendix A, Method 9, or other methods as approved by the Commissioner.

(1) Meltshop Baghouse1 roof monitor and Baghouse2 stack,

(2) Meltshop Roof monitor, and

(3) EAF Dust Handling System,

(d) The particulate testing required for condition D.29.1(a)(7) shall be performed utilizing 40 CFR Part 60, Appendix A, Method 5, Method 201 or 201A or other methods as approved by the Commissioner.

(e) Within 2.5 years after the most recent valid compliance demonstration, the Permittee shall conduct particulate testing to demonstrate compliance with the emission limitations in Condition D.29.1(a)(8) shall be demonstrated by a modification of EPA Method 5 of 40 C.F.R. Part 60, Appendix A. Method 5 is modified to prevent the condensation of particulate matter after the filter, thereby facilitating the capture of all particulate matter fractions on the nozzle, probe and filter. The probe and filter temperatures are maintained at or below 85 degrees Fahrenheit. The impinger temperature exit gas is maintained at or below 68 degrees Fahrenheit for volumetric/gravimetric moisture determination. The nozzle, probe liner and glass filter holder are rinsed with acetone and captured in a sealed glass container.

(f) The PM, PM10, VOC, Mercury, Fluorides, Beryllium and Lead tests shall be repeated at least once every 2.5 years from the date of a valid compliance demonstration.

(g) Compliance with the SO_2, NOx, and CO pounds per ton of steel produced emission limitations in Conditions D.29.1(a)(3) through D.29.1(a)(5) respectively, shall be performed by the use of applicable methods in 40 CFR Part 60, Appendix A or other

method approved by the Commissioner. Compliance with the SO_2, NOx, and CO pounds per hour emission limitations in Conditions D.29.1(a)(3) through D.29.1(a)(5) respectively, shall be demonstrated by compliance with Condition D.29.14.

(h) The PM, PM10, VOC, Mercury, Fluorides, Beryllium and Lead tests shall be repeated at least once every 2.5 years from the date of a valid compliance demonstration. The SO_2, NOx, and CO tests to demonstrate compliance with the pounds per ton of steel produced emission limitations in Conditions D.29.1(a)(3) through D.29.1(a)(5) respectively, shall be repeated at least once every 2.5 years from the date of a valid compliance demonstration.

(**i**) Any stack which has multiple processes which exhaust to the same stack shall operate all of the processes simultaneously in accordance with 326 IAC 3-6 (Source Sampling Procedures) and 40 CFR 60.275a(b).

(j) These tests shall be performed using methods as approved by the Commissioner.

(k) Testing shall be conducted in accordance with Section C - Performance Testing.

D.29.14 CO, SO_2, and NO_x Continuous Emission Rate Monitoring Requirement [326 IAC 2-2] [326 IAC 3-5]

(a) CO, SO2, and NOx CEMS:

(1) Pursuant to the consent decree in United States v. Nucor Corporation, No. 4-00-3945-24 (D.S.C.) and 326 IAC 2-2 (PSD), the Permittee shall install, calibrate, certify, operate, and maintain continuous emissions monitoring systems (CEMS) for measuring CO, SO2, and NOx emissions rates in pounds per hour from the Meltshop EAFs, in accordance with 326 IAC 3-5-2 and 326 IAC 3-5-3.

The Permittee shall comply with the PSD BACT CO, SO2, and NOx hourly emission rates by averaging the CEMS readings based on the actual hours of operation in a 24-hour period.

(b) The Permittee shall prepare and submit to IDEM, OAQ a written report of the results of the calibration gas audits and relative accuracy test audits for each calendar quarter within thirty (30) calendar days after the end of each quarter. The report must contain the information required by 326 IAC 3-5-5(e)(2).

(c) The Permittee shall record the output of the systems in pounds per hour and shall perform the required record keeping and reporting, pursuant to 326 IAC 3-5-6 and 326 IAC 3-5-7.

D.29.15 Visible Emissions

(a) To demonstrate compliance with Condition D.29.1(9) and (10), the Permittee shall have a certified visible emissions reader/observer to conduct, perform and record visible observations of the:

(1) Meltshop Baghouse1 roof monitor and Meltshop Baghouse2 stack, and

(2) Meltshop Roof Monitor,

once per day, when either one or both the Meltshop EAFs are operating in the melting and refining period, in accordance with 40 CFR 60, Appendix A, Method 9.

(b) Pursuant to the Approved Alternate Monitoring System requirements for the Meltshop Baghouse 2 stack, the Permittee shall have a certified visible emissions reader/observer to conduct, perform and record visible observations of the stack for at least three (3) six (6)-minute periods during furnace meltdown and refining operations, including periods of simultaneous furnace operation at least, once per day, when either one or both the Meltshop EAFs are operating in the melting and refining period, in accordance with 40 CFR 60, Appendix A, Method 9.

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.29.16 Maintenance of CEMS [326 IAC 2-7-5(3)(A)(iii)]

(a) In the event that a breakdown of the SO2, NOx or CO continuous emission monitoring systems (CEMS) occurs, the Permittee shall maintain records of all CEMS malfunctions, out of control periods, calibration and adjustment activities, and repair or maintenance activities.

(b) The continuous emissions monitoring system (CEMS) shall be operated at all times the emissions unit or process is operating except for reasonable periods of monitor system downtime due to necessary calibration or maintenance activities or malfunctions. Calibration and maintenance activities shall be conducted pursuant to the standard operating procedures under 326 IAC 3-5-4(a).

(c) Except as otherwise provided by a rule or provided specifically in this permit, whenever a continuous emission monitor system (CEMS) is malfunctioning or will be down for calibration, maintenance, or repairs for a period of four (4) hours or more, the Permittee shall perform supplemental monitoring by using calibrated handheld monitors to measure the SO2, NOx and CO emissions on a once per shift basis, unless the CEMS operation is restored prior to the end of the shift.

The handheld monitors shall be approved by the IDEM, OAQ.

(d) The Permittee shall keep records in accordance with 326 IAC 3-5-6(b) that includes the following:

(1) All documentation relating to:

(A) design, installation, and testing of all elements of the monitoring system; and

(B) required corrective action or compliance plan activities.

(2) All maintenance logs, calibration checks, and other required quality assurance activities.

(3) All records of corrective and preventive action.

(4) A log of plant operations, including the following:

(A) Date of facility downtime.

(B) Time of commencement and completion of each downtime.

(C) Reason for each downtime.

(e) The Permittee shall keep records that describe the supplemental monitoring implemented during the downtime to assure compliance with applicable emission limitations.

(f) In accordance with 326 IAC 3-5-7(5), the Permittee shall submit reports of continuous monitoring system instrument downtime, except for zero (0) and span checks, which shall be reported separately.

The reports shall include the following:

(1) Date of downtime.

(2) Time of commencement.

(3) Duration of each downtime.

(4) Reasons for each downtime.

(5) Nature of system repairs and adjustments.

(g) Nothing in this permit shall excuse the Permittee from complying with the requirements to operate a continuous emission monitoring system pursuant to 326 IAC 3-5, 326 IAC 2-2, and 40 CFR Part 60.

D.29.17 Bag Leak Detection System (BLDS) [326 IAC 2-7-5]

(a) The Permittee shall install and operate a continuous bag leak detection system (BLDS) for each Meltshop Baghouse (1 and 2). The BLDS for Meltshop Baghouse1 (BLDS 1) shall be installed according to the provisions of Condition D.29.17(b) and operated according to the conditions in D.29.17(d). The BLDS for Meltshop Baghouse2 (BLDS 2) shall be installed according to the provisions of Condition D.29.17(c) and operated according to the conditions in D.29.17(d).

(b) The BLDS (BLDS 1) for Meltshop Baghouse1 shall be installed according to the conditions in (i) through (vii) below.

(1) The bag leak detection system must be certified by the manufacturer to be capable of detecting particulate matter emissions at concentration of 0.0018 grains per actual cubic foot or less.

(2) The bag leak detection system sensor must provide output of relative particulate matter loading.

(3) The bag leak detection system must be equipped with an alarm system that will alarm when an increase in relative particulate loading is detected over a preset alarm level.

(4) The bag leak detection system shall be installed in a manner consistent with available written guidance from the U.S. Environmental Protection Agency or, in the absence of such written guidance, the manufacturer's written specification and recommendations for installation, and adjustment of the system.

(5) The initial adjustment of the system shall, at a minimum, consist of establishing the baseline output by adjusting the sensitivity (range) and the averaging period of the device, and establishing the alarm set points and the alarm delay time.

(6) The bag detector must be installed downstream of the baghouse bags.

(7) The Permittee shall develop and submit to IDEM, OAQ, for approval, a site-specific monitoring plan that addresses the items identified in paragraph (A) through (E) below. For each bag leak detection system that operates based on the triboelectric effect, the monitoring plan shall be consistent with the recommendations contained in the U.S. Environmental Protection Agency guidance document "Fabric Filter Bag Leak Detection Guidance" (EPA-454/R98-015). The Permittee shall operate and maintain the bag leak detection system according to the site-specific monitoring plan at all times. The plan shall describe the following:

(A) Installation of the bag leak detection system;

(B) Initial and periodic adjustment of the bag leak detection system including how the alarm set-point will be established;

(C) Operation of the bag leak detection system including quality assurance procedures;

(D) How the bag leak detection system will be maintained including a routine maintenance schedule and spare parts inventory list; and

(E) How the bag leak detection system output shall be recorded and stored.

(c) The BLDS (BLDS 2) for Meltshop Baghouse2 shall be installed according to the conditions in (i) through (iv) below.

(1) The bag leak detection system may be of the triboelectric, electrodynamic, light scattering or light transmittance type, and must be certified by the manufacturer to be capable of detecting particulate matter emissions at concentrations of 0.0044 grains per actual cubic foot or less.

(2) The bag leak detection system sensor must provide output of relative particulate matter loadings, which shall be continuously recorded.

(3) The bag leak detection system must be equipped with an alarm which shall sound and alert the operator when an increase of particulate loading exceeds a set point established in accordance with the monitoring plan required in Condition D.29.17(d) below.

(4) The Permittee shall develop a monitoring plan for BLDS 2, and shall submit the plan to U.S. EPA Region 5 for review and approval, unless U.S. EPA transfers this responsibility to IDEM, OAQ and written notice of such transfer is provided to Permittee. If BLDS 2 is of the triboelectric type, the plan shall be consistent with the recommendations contained in the U.S. EPA guidance document “Fabric Filter Bag Leak Detection Guidance” (EPA-454/R-98-015). BLDS 2 shall be operated and maintained in accordance with the plan. The plan, at a minimum, must discuss the following:

(A) Installation details;

(B) Initial and periodic adjustment of the bag leak detection system including how the alarm set-point will be established;

(C) Day to day operation including quality assurance operations;

(D) Maintenance procedures, including spare parts inventories.

(d) Each bag leak detection system (BLDS 1 and 2) shall be operated at all times the associated baghouse is operating except for reasonable periods of monitor system downtime due to necessary calibration or maintenance activities or malfunctions. Except as otherwise provided by a rule or provided specifically in this permit, whenever a bag leak detection system (BLDS) is malfunctioning or will be down for calibration, maintenance, or repairs for a period of four (4) hours or more, the Permittee shall perform supplemental monitoring, by conducting visible emission (opacity) readings from the affected baghouse utilizing 40 CFR Part 60, Appendix A, Method 9, or other methods as approved by the Commissioner, once a shift unless the BLDS operation is restored prior to the end of the shift. The system shall continuously monitor relative particulate matter loadings to detect bag leaks and other conditions that result in increases in particulate loadings. Each BLDS shall meet the following requirements:

(1) Following initial adjustment, the Permittee shall not adjust the averaging period, alarm set point, or alarm delay time without approval from IDEM, OAQ except as provided for in paragraphs (A) and (B) below.

(A) Once per quarter, the owner or operator may adjust the sensitivity of the bag leak detection system to account for seasonal effects including temperature and humidity.

(B) If opacities greater than zero percent are observed over four consecutive 15-second observations during daily opacity observations and the alarm on the bag leak detection system does not sound, the owner or operator shall lower the alarm set point on the bag leak detection system to a point where the alarm would have sounded during the period when the opacity observations were made.

(2) In the event of a bag leak detection system alarm:

(A) Within one hour of an alarm, the Permittee shall initiate procedures to determine the cause of the alarm.

(B) Except as provided under Condition D.29.17(d)(3) below, the cause of the alarm must be alleviated within 3 hours of the time the alarm occurred by taking whatever corrective actions(s) are necessary. Corrective actions may include, but are not limited to the following:

(i) Inspecting the baghouse for air leaks, torn or broken bags or filter media, or any other condition that may cause an increase in particulate emissions;

(ii) Sealing off defective bags or filter media;

(iii) Replacing defective bags or filter media or otherwise repairing the control device;

(iv) Sealing off a defective baghouse compartment;

(v) Cleaning the bag leak detection system probe or otherwise repairing the bag leak detection system;

(vi) Shutting down the process producing the particulate emissions; and

(vii) Determining that the alarm is a result of a malfunction in the BLDS equipment itself, in which case the compartment may be restored to operation and reasonable corrective action steps shall be taken to restore the BLDS to proper operation.

(viii) Determining whether the alarm is a result of inclement weather, in which case the compartment may be restored to operation.

(3) IDEM, OAQ may allow Permittee more than 3 hours to alleviate specific conditions that cause an alarm if Permittee identifies the condition that led to an alarm, adequately explains why it was not feasible to alleviate the condition within 3 hours of the time the alarm occurred, and demonstrates that the requested additional time will ensure alleviation of the condition as expeditiously as practicable.

D.29.18 Scrubber Parametric Monitoring [326 IAC 2-7-5(3)(A)(iii)] [326 IAC 2-7-5(d)]

The Permittee shall continuously monitor the flow rate of the scrubbing liquid and record the flow rate as a 3-hour average when the EAF dust treatment facility is in operation. For the purposes of this condition, continuously means no less often than once per minute. When for any one reading, the flow rate is below the minimum of 10 gallons per minute, or a minimum established during the latest stack test, the Permittee shall take reasonable response steps in accordance with Section C - Response to Excursions or Exceedances. A flow rate that is below the above mentioned minimum is not a deviation from this permit. Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances shall be considered a deviation from this permit.

The instruments used for determining the flow rate shall comply with Section C - Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated at least once annually.

D.29.19 Scrubber Detection [326 IAC 2-7-5] [326 IAC 2-7-6]

In the event that a scrubber malfunction has been observed:

Failed units and the associated process will be shut down immediately until the failed units have been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions). Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances shall be considered a deviation from this permit.

D.29.20 Compliance Assurance Monitoring (CAM) [40 CFR Part 64]

Pursuant to 40 CFR Part 64, the Permittee shall comply with the following Compliance Assurance Monitoring requirements for the Meltshop baghouses controlling the EAFs, Argon Oxygen Decarburization vessels, desulfurization station, continuous casters and LMFs:

(a) Monitoring Approach – For EAFs/AODs and LMFs

EAFs/AODs and LMFs				
PARAMETER	INDICATOR NO. 1	INDICATOR NO. 2	INDICATOR NO. 3	INDICATOR NO. 4
I. Indicator Measurement Approach	PM Concentration)	Opacity	Bag Leak Detection System (BLDS)	Bag Condition
	U.S. EPA Method 5, for PM or other Methods approved by the Commissioner – Baghouse1 and Baghouse2	Method 9 visual observations.	Continuous measurement of relative PM loading in the baghouse stack.	Visual inspection.
II. Indicator Range	PM emission limit of 0.0018 grain/dscf	An excursion is defined as an opacity measurement exceeding 3% on a 6-minute average.	Predetermined increases in PM loading sets off an alarm, which the operator will respond to.	An excursion is defined as failure to perform the bi-annual inspection.
III. Performance Criteria				
A. Data Representativeness	U.S. EPA Method 5, for PM or other Methods approved by the Commissioner	Procedures addressed in Method 9	Monthly operational status inspections of the equipment important to the total capture system.	Baghouse inspected visually for bag leaks.
B. Verification of Operational Status	Fans amps and damper position.	NA	NA	NA
C. QA/QC Practices and Criteria	U.S. EPA Method 5, for PM or other Methods approved by the Commissioner	Use of a certified visible emission observer.	Periodic maintenance of BLDS.	Trained personnel perform inspections and maintenance.
D. Monitoring Frequency	Once every 2.5 years.	Daily (when the EAF, AODs and LMFs are	Continuous relative PM loading measurements.	Bi-annual

EAFs/AODs and LMFs				
PARAMETER	INDICATOR NO. 1	INDICATOR NO. 2	INDICATOR NO. 3	INDICATOR NO. 4
		operating unless inclement weather).		
IV. Data Collection Procedures	U.S. EPA Method 5, for PM or other Methods approved by the Commissioner	Daily visual observations of opacity are recorded on V.E. Form.	Record of alarm instances and maintenance activity.	Results of inspections and maintenance activities performed are recorded in baghouse maintenance log.
Averaging Period	Average of 3 test runs each four (4) hours long	Six-minute average.	NA	NA

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.29.21 Record Keeping Requirements

(a) The Permittee shall maintain records required under 326 IAC 3-5-6 at the source in a manner that they may be inspected by the IDEM, OAQ, or the US EPA, if so requested or required.

(b) The Permittee shall maintain records of the amount of steel poured/tapped in each consecutive twelve (12) month period and make available upon request to IDEM, OAQ, and the US EPA.

(c) The Permittee shall maintain records of the readings of the SO_2, NO_x and CO CEMS in pounds per hour.

(d) The Permittee shall maintain records of the visible emission readings required by Condition D.29.15(a).

(e) To document compliance with Condition D.29.1, the Permittee shall maintain and make available upon request to IDEM, OAQ, and the US EPA records of the monthly operational status inspections of the equipment that is important to the performance of the total capture system (i.e., pressure sensors, dampers, and damper switches); shop opacity observations conducted at least once per day; and either:

(1) once-per-shift fan motor amperes and damper position,

(2) continuous volumetric flow rate through each separately ducted hood; or

(3) continuous volumetric flow rate at the control device inlet and once-per-shift damper positions.

The monitoring device(s) may be installed in any appropriate location in the exhaust duct such that reproducible flow rate monitoring will result.

(f) The Permittee shall maintain records of the following for the EAF Dust Treatment scrubber and make available upon request to IDEM, OAQ, and the US EPA:

(1) The continuous flow rate records (on a 3-hour average basis) for the scrubber.

(2) Documentation of all reasonable response steps implemented for every flow rate reading that is outside of the range.

(g) The Permittee shall maintain records of the following for the BLDS and make available upon request to IDEM, OAQ, and the US EPA:

(1) Records of the system output.

(2) Records of system adjustments, including the date and time of each adjustment, and initial and final settings.

(3) Records of the date and time of each system alarm, including, but not limited to, the date and time that procedures to determine the cause of the alarm were initiated, if procedures to determine the cause of the alarm were initiated within

one (1) hour, the cause of the alarm, an explanation of the actions taken, the date and time the cause of the alarm was alleviated, and if the alarm was alleviated within 3 hours of the alarm.

(4) Records of the dates and times that the BLDS was not operational, and the reason(s) why it was not operational.

(h) To document compliance with Condition D.29.20 the Permittee shall maintain records of baghouse inspections. These records shall include as a minimum, dates, initials of the person performing the inspections, results, and corrective actions taken in response to excursions as required by the CAM for the EAFs/AOD and LMFs (if any are required).

(i) To document compliance with Condition D.29.3(d), the Permittee shall maintain records of the amount of Fluorspar applied at the EAFs and LMFs.

(j) To document compliance with Condition D.29.8, the Permittee shall maintain records of the actual quantity of propane (LPG) used in the emission units identified as TD #3, MD #1, and MD #2. Records shall be taken monthly and shall be complete and sufficient to establish compliance with the limit established in Condition D.29.8. Records necessary to demonstrate compliance shall be available within 30 days of the end of each compliance period.

(k) Records necessary to demonstrate compliance shall be available within 30 days of the end of each compliance period.

(l) All records shall be maintained in accordance with Section C - General Record.

D.29.22 Reporting Requirements [326 IAC 2-1.1-11]

(a) The Permittee shall submit a quarterly report of excess emissions, using the Quarterly Deviation and Compliance Monitoring Report or equivalent, of the following:

(1) SO_2, NO_x and CO readings from the CEMS,

(2) Opacity readings from the Meltshop Baghouse1 roof monitor, Meltshop Baghouse 2 stack and Meltshop roof monitor; and

This reporting requirement also satisfies the semiannual exceedance reporting required under 40 CFR 60.276a(b) and (g).

(b) These reports shall be submitted no later than thirty (30) calendar days following the end of each calendar quarter and in accordance with Section C - General Reporting Requirements of this permit.

(c) The Permittee shall submit a semi-annual report for each BLDS, the following information:

(1) All visible emission data where six minute averages exceeded 3 percent opacity;

(2) The dates and times when the alarm sounded and procedures to initiate corrective action were not initiated within one (1) hour, and the date and time when corrective actions were initiated;

(3) The dates and times when the alarm sounded and the cause of the alarm was not alleviated within three (3) hours, and the dates and times when the cause of the alarms was alleviated, and;

(4) The dates and times that the BLDS was not operational, and the reason(s) why it was not operational.

(d) The Permittee shall submit quarterly report to document compliance with the propane usage limit required in Condition D.29.8.

SECTION D.30 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

INSIGNIFICANT ACTIVITIES – MELTSHOP

(n) Activities with emissions equal to or less than the thresholds provided in 326 IAC 2-7-1(21):

(1) Ladle tap hole cleaning and repair.

(2) Ladle/tundish refractory application and curing.

(3) Tundish dumping.

(4) Ladle dumping.

(5) Ladle/tundish refractory loading and removal.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.30.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the particulate emissions from ladle tap hole cleaning and repair, ladle/tundish refractory application and curing, tundish dumping, and ladle dumping shall not exceed a pound per hour emission rate established as E in the following formula:

Interpolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour and
P = process weight rate in tons per hour

or

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission is pounds per hour and
P = process weight rate in tons per hour

SECTION D.31 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC2-7-5(15)]

NuPro Steel, LLC Operations:

(a) Slitting operations, 1/4 inch slitter line which includes two (2) shears and one (1) edge trimmer, constructed in 1994; and 1/2 inch slitter line which includes two (2) shears and one (1) edge trimmer, constructed in 2003 both lines re-permitted under Nucor Steel in 2008, each with a maximum design capacity of 300,000 pounds of hot rolled steel coils per hour.

(b) Six (6) natural gas-fired indirect air heaters, with each has a maximum heat input capacity of 0.8 MMBtu/hr, constructed in 1994 and re-permitted under Nucor Steel in 2008.

(c) One (1) cleaner/degreaser, permitted for construction in 2009, with one (1) heated cleaning section, with two (2) 4.8 MMBtu/hr natural gas-fired burners, with burners venting inside the building and one (1) cold cleaning section, consisting of cleaning and rinsing, with a mist eliminator, AC-02 rated at 0.003 grain per dry standard cubic foot (gr/dscf), venting into the atmosphere, and

(d) One (1) leveler/straightener line, permitted for construction in 2009, controlled by one (1) baghouse, AC-01 with maximum design air flow rate of 25,000 dry standard cubic feet per minute (dscfm), exhausting into the atmosphere.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.31.1 Particulate Emission Limitations for Manufacturing Processes [326 IAC 6-3-2]

(a) Pursuant to 326 IAC 6-3-2, particulate emissions from each of the following operations shall not exceed the pound per hour limit listed in the table below:

Facility ID	Control ID	Process Weight Rate (ton/hour)	Particulate Emissions Limit (pound/hour)
Leveler/ Straightener	Baghouse- AC-01	300	63.0
Alkaline Cleaning/degreaser	Mist Eliminator AC-02	300	63.0

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission is pounds per hour and
P = process weight rate in tons per hour

(b) Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), when the process weight rate exceeds two hundred (200) tons per hour, the allowable emissions may exceed that shown in the table in 326 IAC 6-3-2(e) provided the concentration of particulate in the discharge gases to the atmosphere is less than one tenth (0.10) pound per one thousand (1,000) pounds of gases.

D.31.2 PM and PM10/PM2.5 Emissions Prevention of Significant Deterioration (PSD) Minor Limits [326 IAC 2-2]

The Permittee shall comply with the following particulate emission limits:

Facility ID	Control ID	PM Emissions Limit (pound/hour)	PM10/M2.5 Emissions Limit (pound/hour)
Leveler/ Straightener	Baghouse-AC-01	1.38	0.97
Alkaline Cleaning/degreaser	Mist Eliminator AC-02	1.38	0.97

Compliance with these limits shall render the requirements of 326 IAC 2-2, not applicable with respect to PM and PM10/PM2.5 emissions.

D.31.3 Particulate Emission Limitations for Sources of Indirect Heating [326 IAC 6-2-4]

Pursuant to 326 IAC 6-2-4, the PM emissions from the six (6) indirect air heaters shall each be limited to 0.293 pounds per MMBtu heat input.

This limitation is based on the following equation:

$Pt = 1.09 / Q^{0.26}$ where Pt = Pounds of PM emitted per million Btu (lb/MMBtu) heat input, and

Q = Total source maximum operating capacity rating in million Btu per hour (MMBtu per hour) heat input.

The Q at the source at the time the 6 indirect heaters were permitted:
(Q = 34 + 9 +15 + 9.98 + 71.04 + 10.9 + 4.8 = 154.72)

D.31.4 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan, in accordance with Section B - Preventive Maintenance Plan, of this permit, is required for the cleaner/degreaser and leveler/straightener and their control devices.

Compliance Determination Requirements

D.31.5 Testing Requirements [326 IAC 2-7-6(1), (6)] [326 IAC 2-1.1-11]

In order to demonstrate compliance with the limits in Condition D.31.2 for the leveler/straightener, the Permittee shall perform PM, PM10 and PM2.5 testing on baghouse AC-01 associated with the Leveler/ Straightener within 180 days of publication of the new or revised condensable PM test method(s) referenced in the U. S. EPA's Final Rule for Implementation of the New Source Review (NSR) Program for Particulate Matter Less Than 2.5 Micrometers (PM2.5), signed on May 8th, 2008 or within 180 days of achieving maximum production of the leveler/straightener operation, whichever comes later. This testing shall be conducted utilizing methods as approved by the Commissioner.

The PM10 and PM2.5 testing shall be repeated once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with Section C - Performance Testing. PM10 and PM2.5 includes filterable and condensable PM.

D.31.6 Particulate Control

The baghouse associated with the leveler/straightener and the mist eliminators associated with the cleaner/degreaser for particulate control shall be in operation at all times the straightener/leveler and cleaner/degreaser are in operation.

D.31.7 Visible Emissions Notations [326 IAC 2-7-6(1)][326 IAC 2-7-5(1)]

(a) Visible emission notations from the leveler/straightener stack exhaust shall be performed once per day during normal daylight operations. A trained employee shall record whether emissions are normal or abnormal.

(b) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.

(c) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.

(d) A trained employee is an employee who has worked at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.

(e) If abnormal emissions are observed, the Permittee shall take reasonable steps in accordance with Section C-Response to Excursions or Exceedences. Failure to take response steps in accordance with Section C- Response to Excursions or Exceedances shall be considered a deviation from this permit.

D.31.8 Baghouse Parametric Monitoring

The Permittee shall record the pressure drop across the baghouse used in conjunction with leveler/straightener at least once per day when the process is in operation. When for any one reading, the pressure drop across the baghouse is outside the normal range of 1.0 and 11.0 inches of water or a range established during the latest stack test, the Permittee shall take reasonable response steps in accordance with Section C - Response to Excursions or Exceedances. A pressure reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances shall be considered a deviation from this permit.

The instrument used for determining the pressure shall comply with Section C - Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated at least once annually.

D.31.9 Broken or Failed Bag Detection

(a) For a single compartment baghouse-controlling emissions from a process operated continuously, a failed unit and the associated process shall be shut down immediately until the failed unit has been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

(b) For a single compartment baghouse controlling emissions from a batch process, the feed to the process shall be shut down immediately until the failed unit has been repaired or replaced. The emissions unit shall be shut down no later than the completion of the processing of the material in the line. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

(c) Bag failure can be indicated by a significant drop in the baghouse's pressure reading with abnormal visible emissions, by an opacity violation, or by other means such as gas temperature, flow rate, air infiltration, leaks, dust traces or triboflows.

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.31.10 Record Keeping Requirements

(a) To document compliance with Condition D.31.7, the Permittee shall maintain records of the once per day visible emission notations from the leveler/straightener stack exhaust and the reason for the lack of visible emission notation (e.g. the process did not operate that day).

(b) To document compliance with Condition D.31.8, the Permittee shall maintain once per day records of the total pressure drop during normal operation and the reason for the lack of pressure drop notation (e.g. the process did not operate that day).

(c) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

SECTION E.1 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

CASTRIP – LOW NOx BOILER

(b) One (1) natural gas fueled low-NO_x boiler, identified as Boiler ID No. 501, constructed in 2004, a heat input capacity of 71.04 MMBtu/hour, utilizing low-NOx burners, and exhausting to Stack 501. This boiler provides steam to the vacuum degasser. Propane will be used as back up fuel.

COLD MILL – NUPRO BOILER

(z1) One (1) natural gas-fired NuPro boiler with a maximum heat input capacity of 10.9 million British thermal units per hour (MMBtu/hr), constructed in 1994 and re-permitted under Nucor Steel in 2008.

Under 40 CFR Part 60, Subpart Dc, these units are considered steam generating units.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

E.1.1 General Provisions Relating to NSPS [326 IAC 12-1-1] [40 CFR Part 60, Subpart A]

The Permittee shall comply with the provisions of 40 CFR Part 60, Subpart A (Appendix A) – General Provisions, which are incorporated by reference as 326 IAC 12-1-1, for these boilers, in accordance with schedule in 40 CFR Part 60, Subpart A (Appendix A).

E.1.2 Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units [40 CFR Part 60, Subpart Dc]

Pursuant to 40 CFR Part 60, Subpart Dc, these boilers shall comply with the following provisions:

(1) 40 CFR § 60.40c(a)
(2) 40 CFR § 60.41c
(3) 40 CFR § 60.48c(g)(1)

SECTION E.2 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]
COLD MILL – PICKLE LINES 1 AND 2

(x) Both Pickle Lines use enhanced HCl pickling solution and rinse water and are equipped with process tanks.

(1) Pickle Line 1, identified as PL1, constructed in 1988, with a maximum capacity of 250 tons/hr, controlled by a counter flow-packed scrubber and mist eliminators, and exhausting to stack S-17. The Pickle Line 1 scrubber has a design flow rate of 12,000 acf/min and a loading of 0.01 gr/dscf. Each pickle line has an electric static oiler.

Under 40 CFR Part 63, Subpart CCC, Pickle Line 1 is considered an existing continuous pickle line.

(2) Pickle Line 2, consisting of the following units:

(A) One (1) Pickle Line, identified as PL2, constructed in 1997, with a maximum capacity of 250 tons/hr, controlled by a tray scrubber and mist eliminators, and exhausting to stack S-18. The Pickle Line 2 scrubber has a design flow rate of 9,000 acf/min and a loading of 0.01 gr/dscf. Each pickle line has an electric static oiler.

Under 40 CFR Part 63, Subpart CCC, Pickle Line 2 is considered an existing continuous pickle line.

(3) The tank farm treats the rinse water from Pickle Line 1 and Pickle Line 2. These tanks also store spent acid, raw acid, regenerated acid, oily wastewater treated waters for reuse, treatment process wastewater, and other process and treated waters.

COLD MILL – ACID REGENERATION

(ee) Acid Regeneration system, identified as EU-04, constructed in 1989, consisting of two natural gas fueled tangentially fired burners with a maximum rating of 5.6 MMBtu per hour, and an absorber and cyclone with emissions controlled by its own counter flow packed scrubber (identified as AR scrubber) with mist eliminator exhausting to stack S-31. The counter flow-packed scrubber has a design flow rate of 4,269 acf/min and loading of 0.04 gr/dscf. Propane is used as back up fuel.

Under 40 CFR Part 63, Subpart CCC, this unit is considered an existing acid regeneration plant.

WASTEWATER TREATMENT PLANT

(m) Three (3) raw acid/regenerated acid tanks, identified as T-867, T-868 and T-869, constructed in September 2002, with a maximum capacity of 33,000 gallons each, with emissions controlled by the pickle line scrubber, and exhausting to S-17.

(n) Four (4) spent pickle liquor tanks, identified as T-863, T-864, T-865 and T-866, constructed in September 2002, each with a maximum capacity of 33,000 gallons each, with emissions controlled by the pickle line scrubber, and exhausting to S-17.

Under 40 CFR Part 63, Subpart CCC, these units are considered new hydrochloric acid storage vessels.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

E.2.1 General Provisions Relating to NESHAP [326 IAC 20-1] [40 CFR Part 63, Subpart A]

Pursuant to 40 CFR 63.1155, the Permittee shall comply with the provisions of 40 CFR Part 63, Subpart A (Appendix B) – General Provisions, which are incorporated by reference as 326 IAC 20-1-1, for the Pickle Line 1, identified as PL1, Pickle Line 2, identified as PL2, and the tanks in the tank farm that store virgin or regenerated hydrochloric acid for Pickle Line 1 and Pickle Line 2, Acid Regeneration system, identified as EU-04, HCl storage tanks (T-867, T-868 and T-869) and spent pickle liquor tanks (T-863, T-864, T-865 and T-866) in accordance with schedule in 40 CFR Part 63, Subpart CCC.

E.2.2 National Emissions Standards for Hazardous Air Pollutants for Steel Pickling-HCl Process Facilities and Hydrochloric Acid Regeneration Plants [40 CFR Part 63, Subpart CCC]

Pursuant to 40 CFR Part 63, Subpart CCC, Pickle Line 1, identified as PL1, Pickle Line 2, identified as PL2, and the tanks in the tank farm that store virgin or regenerated hydrochloric acid tank farm for Pickle Line 1 and Pickle Line 2, Acid Regeneration system, identified as EU-04, HCl storage tanks (T-867, T-868 and T-869) and spent pickle liquor tanks (T-863, T-864, T-865 and T-866) shall comply with the following provisions:

(1) 40 CFR § 63.1155(a)(1) through (3), (b), (c)
(2) 40 CFR § 63.1156
(3) 40 CFR § 63.1157(a)(1), (2), (b)(1) & (2)
(4) 40 CFR § 63.1159(a), (b)
(5) 40 CFR § 63.1160(a)(1), (b)(1). (2)(i) through (iii), (iv)(A) through (E), (v) through (vii), (3)(i) through (iii)
(6) 40 CFR § 63.1161 (a)(1) through (3), (b), (c)(1) & (2), (d)(i) through (v), (2)
(7) 40 CFR § 63.1162(a)(1) through (6), (b)(1) through (4), (c)
(8) 40 CFR § 63.1163(a)(2), (5), (d), (e),
(9) 40 CFR § 63.1164(a), (c)(1) through (3).
(10) 40 CFR § 63.1165 (a)(1) through (11), (b)(i) through (iii), (2), (3), (c)
(11) 40 CFR § 63.1166
(12) Table 1 to Subpart CCC of Part 63– Applicability of General Provisions (40 CFR Part 63, Subpart A) to Subpart CCC

SECTION E.3 FACILITY OPERATION CONDITIONS

D.29 – MELTSHOP– ELECTRIC ARC FURNACES, ARGON OXYGEN DECARBURIZATION (AOD) VESSELS, DESULFURIZATION, CONTINUOUS CASTERS, EAF DUST TREATMENT FACILITY

(nn) Two (2) Meltshop Electric Arc Furnaces (EAFs), identified as EAF #1 and EAF #2, constructed in 1989 and approved for modification in 2007 to replace the furnace bottoms. EAF #1 consists of three (3) co-jet oxyfuel burner/lance, each has a rated capacity of 6 megawatt constructed in 1996, and approved for modification in 2003 using oxygen, natural gas and propane as backup fuels. EAF #2 consists of three (3) co-jet oxyfuel burner/lance, each has a rated capacity of 6 megawatt constructed in 1996, and approved for modification in 2003 using oxygen, natural gas and propane as backup fuels. EAF #1 consists of three (3) carbon injectors with total maximum rated capacity of 1000 pounds per minute and EAF #2 consists of three (3) carbon injectors with total maximum rated capacity of 1000 pounds per minute constructed in 1996, and approved for modification in 2003. Together the EAFs and the Argon Oxygen Decarburization (AOD) have a maximum capacity of 502 tons/hour, with emissions controlled by multi compartment reverse air type baghouses (identified as Meltshop Baghouse1 and Meltshop Baghouse2). In addition the EAFs have the following associated equipment:

(1) Seven (7) small charge buckets, five (5) buckets constructed in 1989 and two (2) charge buckets approved for construction in 2007.

(2) Three (3) additional large charge buckets used for single furnace charges on both EAFs, approved for construction in 2007.

(3) Twenty-five (25) EAFs ladles, twenty-one (21) constructed in 1989, four (4) ladles approved for construction in 2007.

(4) EAF charge handling currently utilizing two (2) overhead cranes with magnets and a conveyor to load charge buckets constructed in 1989 and approved for modification in 2007 with the addition of 2 new scrap cranes with magnetics, enhancement of existing cranes and/or magnetics, use of rail and/or truck dump and loader operations and the use of mobile cranes to load charge buckets in the scrap yard.

(5) Flux and alloy material handling system for direct feeding of alloys, lime, carbon, scrap substitutes and other related materials to the EAFs constructed in 1989 and approved for modification in 2007 with the addition of bulk loading of material to the system in a three-sided building.

A continuous emission monitor (CEM) is used to monitor NOx, CO, and SO_2 emissions from the EAFs.

Under 40 CFR Part 60, Subpart AAa, these units are considered electric arc furnaces.

(1) The EAFs also utilize the following technologies:

(A) A direct shell evacuation (DSE) control system ("a fourth hole duct"),

(B) An overhead roof exhaust system consisting of canopy hoods,

(C) Oxy fuel burners, and

(2) Each or any combination of the Meltshop EAFs and AOD can independently produce the maximum capacity of 502 tons/hour of steel. Each Meltshop EAF can operate concurrently or independently to achieve this maximum capacity.

(A) The Meltshop Baghouse1 is a multi compartment positive pressure baghouse, has a design air flow rate of 1,527,960 actual cubic foot/min (acf/min) and an

outlet PM loading of 0.0018 grains/dry standard cubic foot (gr/dscf). This Meltshop Baghouse1 exhausts to a roof vent/monitor identified as vent BH1.

(B) The Meltshop Baghouse2 is a multi compartment positive pressure baghouse, has a design flow rate of 915,000 dscf/min and 1,200,000 acf/min and an outlet PM loading of 0.0018 gr/dscf. This Meltshop Baghouse2 exhausts to a stack identified as BH2.

(oo) One (1) Argon oxygen decarburization (AOD) vessel, identified as AOD1, constructed in 1995. One (1) top lance for AOD1 rated at 300,000 cubic feet/hour of oxygen. Together the AOD and the Meltshop EAFs have a total maximum capacity of 502 tons/hour, with emissions controlled by the Meltshop Baghouse1 which exhausts to a roof vent/monitor identified as vent BH1, and Meltshop Baghouse2 which exhausts to stack BH2. One Argon-Oxygen Decarburization Dryout and Preheat Burner, constructed pursuant to CP 107-3599-00038, as revised by A107-4631-00038, September 28, 1995.

Under 40 CFR Part 60, Subpart AAa, AOD1 is considered an argon-oxygen decarburization vessel.

(rr) An EAF dust treatment facility, identified as DTF, constructed in 2004, with a capacity of 100,000 lb/hour, with emission control by bin vents for the silos, scrubber for dust treatment and baghouse for truck loading. Dust transfer will also occur inside the building.

Under 40 CFR Part 60, Subpart AAa, this unit is considered a dust handling system. Options for the dust transfer are:

(1) from silo to truck through a loading spout,

(2) from silo to railcar through a loading spout,

(3) From silo to truck through a loading spout to transfer to the existing Meltshop Baghouses. Unloading from the truck at the existing Meltshop Baghouses also occurs in the building, transferring the dust through augers and a bucket elevator to the existing silo. In this option, the existing EAF dust treatment will have a maximum capacity of 100,000 lb/hr.

(4) Treating dust at the new silo and transferring to a truck. No loading spout is necessary because the material is no longer dusty, as treated.

The EAF dust treatment facility consists of the following:

(A) One (1) lime storage silo, identified as HRE #1, constructed in 1999, with a maximum capacity of 109 tons, emissions controlled by a bin vent filter, and exhausting to stack HR/E-2. Lime is pneumatically loaded to the silo at a maximum transfer rate of 40,000 pounds per hour.

(B) One (1) pugmill, identified as PM, constructed in 1999, with a maximum capacity of 100,000 pounds per hour, emissions controlled by one (1) cyclone in series with one (1) venture scrubber, and exhausting to stack HR/E-1. Lime is transferred to the pugmill via a screw conveyor system at a maximum transfer rate of 5,100 pounds per hour and EAF dust is transferred to the pugmill via gravity through an enclosed cone bottom loading spout at a maximum transfer rate of 100,000 pounds per hour.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

E.3.1 General Provisions Relating to NSPS [326 IAC 12-1-1] [40 CFR Part 60, Subpart A]

The Permittee shall comply with the requirements of 40 CFR 60, Subpart A (Appendix A) – General Provisions, which are incorporated by reference as 326 IAC 12-1-1, for the two (2) Meltshop Electric Arc Furnaces (EAFs), identified as EAF #1 and EAF #2, the Argon oxygen decarburization (AOD) vessels, identified as AODs, and the EAF dust treatment facility, identified as DTF, in accordance with schedule in 40 CFR Part 60, Subpart A (Appendix A).

E.3.2 New Source Performance Standards for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 17, 1983 [40 CFR Part 60, Subpart AAa]

Pursuant to 40 CFR Part 60, Subpart AAa, the two (2) Meltshop Electric Arc Furnaces (EAFs), identified as EAF #1 and EAF #2, the Argon oxygen decarburization (AOD) vessels, identified as AODs, and the EAF dust treatment facility, identified as DTF, shall comply with the following provisions:

(1) 40 CFR § 60.270a(a), (b)
(2) 40 CFR § 60.271a
(3) 40 CFR § 60.272a(a)(1) through (3), (b)
(4) 40 CFR § 60.273a(b) through (d), (e)(1) through (3), (4)(i) through (v), (5), (6)(i), (ii), (7), (8), (f)(1) through (6), (g), except as modified by the approved Alternative Monitoring Program for Baghouse2, dated September 4, 2004.
(5) 40 CFR § 60.274a(a)(1), (2), (b) through (e), (h)(1) through (4)
(6) 40 CFR § 60.275a(a), (b)(1), (2), (c), (d), (e)(1) through (4), (f), (g), (h)(1) through (3), (i), (j)
(7) 40 CFR § 60.276a(a) through (e), (f)(1) through (5), (6)(i) through (iv), (7) through (22), (g), (h)(1) through (3)

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

OFFICE OF AIR QUALITY

PART 70 OPERATING PERMIT CERTIFICATION

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038

This certification shall be included when submitting monitoring, testing reports/results or other documents as required by this permit.

Please check what document is being certified:

☐ Annual Compliance Certification Letter

☐ Test Result (specify)

☐ Report (specify)

☐ Notification (specify)

☐ Affidavit (specify)

☐ 40 CFR 63, Subpart DDDDD

☐ Other (specify)

I certify that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.
Signature:
Printed Name:
Title/Position:
Phone:
Date:

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY

COMPLIANCE BRANCH
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251
Phone: 317-233-0178
Fax: 317-233-6865

PART 70 OPERATING PERMIT
EMERGENCY OCCURRENCE REPORT

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038

This form consists of 2 pages **Page 1 of 2**

☐ This is an emergency as defined in 326 IAC 2-7-1(12)

X The Permittee must notify the Office of Air Quality (OAQ), within four (**4**) business hours (1-800-451-6027 or 317-233-0178, ask for Compliance Section); and

X The Permittee must submit notice in writing or by facsimile within two (**2**) working days (Facsimile Number: 317-233-6865), and follow the other requirements of 326 IAC 2-7-16.

If any of the following are not applicable, mark N/A

Facility/Equipment/Operation:
Control Equipment:
Permit Condition or Operation Limitation in Permit:
Description of the Emergency:
Describe the cause of the Emergency:

If any of the following are not applicable, mark N/A **Page 2 of 2**

Date/Time Emergency started:
Date/Time Emergency was corrected:
Was the facility being properly operated at the time of the emergency? Y N
Type of Pollutants Emitted: TSP, PM-10, SO_2, VOC, NO_X, CO, Pb, other:
Estimated amount of pollutant(s) emitted during emergency:
Describe the steps taken to mitigate the problem:
Describe the corrective actions/response steps taken:
Describe the measures taken to minimize emissions:
If applicable, describe the reasons why continued operation of the facilities are necessary to prevent imminent injury to persons, severe damage to equipment, substantial loss of capital investment, or loss of product or raw materials of substantial economic value:

Form Completed by:_____

Title / Position: _____

Date: _____

Phone: _____

A certification is not required for this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE DATA SECTION

PART 70 OPERATING PERMIT
SEMI-ANNUAL NATURAL GAS FIRED BOILER CERTIFICATION

(Applicable for boilers > or = 10 MMBtu per hour that can burn both natural gas and other fuels . The natural gas fired boiler certification is not required for boilers that can physically only burn natural gas.)

Source Name:	Nucor Steel
Source Address:	4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address:	4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.:	T107-7172-00038

☐ Natural Gas Only
☐ Alternate Fuel burned
From:_____ To:_

I certify that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete. Signature:
Printed Name:
Title/Position:
Phone:
Date:

A certification by the responsible official as defined by 326 IAC 2-7-1(34) is required for this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE DATA SECTION

Part 70 Quarterly Report

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038
Facility: The steel mill service screen and conveyor system
Parameter: Steel Mill related material throughput
Limit: Less than 1,092,000 tons per 12 consecutive month period.

YEAR:

Month	Column 1	Column 2	Column 1 + Column 2
	This Month	Previous 11 Months	12 Month Total
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

Attach a signed certification to complete this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE DATA SECTION

Part 70 Quarterly Report

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038
Facility: Meltshop Electric Arc Furnaces
Parameter: Steel Production – tons of steel poured/tapped per twelve (12) consecutive month period
Limit: 4,397,520 tons of steel

YEAR:

Month	Column 1	Column 2	Column 1 + Column 2
	This Month	Previous 11 Months	12 Month Total
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

Attach a signed certification to complete this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE DATA SECTION

Part 70 Quarterly Report

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038
Facility: Strip Caster Line
Parameter: Steel Throughput/Production Limitation
Limit: 2,365,200 tons steel processing per year, based on a twelve (12) consecutive month period

YEAR:

Month	Column 1	Column 2	Column 1 + Column 2
	This Month	Previous 11 Months	12 Month Total
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

Attach a signed certification to complete this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE DATA SECTION

Part 70 Quarterly Report

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038
Facility: Cold Reversing Mill 1
Parameter: Mill steel throughput
Limit: 2,190,000 tons per 12 consecutive month period.

YEAR:

Month	Column 1	Column 2	Column 1 + Column 2
	This Month	Previous 11 Months	12 Month Total
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

Attach a signed certification to complete this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE DATA SECTION

Part 70 Quarterly Report

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038
Facility: Reversing and Tempering (R/T) Mill (a.k.a Cold Reversing Mill 2)
Parameter: Mill steel throughput
Limit: 2,190,000 tons per twelve (12) consecutive month period.

YEAR:

Month	Column 1	Column 2	Column 1 + Column 2
	This Month	Previous 11 Months	12 Month Total
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

Attach a signed certification to complete this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE DATA SECTION

Part 70 Quarterly Report

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038
Facility: Two (2) annealing furnaces identified as HM #1 and HM #2
Parameter: Total Natural Gas Equivalent Usage
Limit: 484 million cubic feet of natural gas per twelve (12) consecutive month period.

NG equivalent conversion factor:
1 million cubic feet of natural gas = 5.42 thousand gallons propane

YEAR:

Month	Column 1	Column 2	Column 1 + Column 2
	This Month	Previous 11 Months	12 Month Total
Month 1			
Natural Gas Usage			
Propane Usage			
Natural Gas Equivalent Usage			
Month 2			
Natural Gas Usage			
Propane Usage			
Natural Gas Equivalent Usage			
Month 3			
Natural Gas Usage			
Propane Usage			
Natural Gas Equivalent Usage			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

Attach a signed certification to complete this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

OFFICE OF AIR QUALITY
COMPLIANCE DATA SECTION

Part 70 Quarterly Report - KELLY

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038
Facility: AN-19, TD #3, MD #1, and MD #2
Parameter: Propane combusted
Limit: 1,089 thousand gallons per twelve consecutive month period.

QUARTER : YEAR:

Month	Column 1	Column 2	Column 1 + Column 2
	This Month	Previous 11 Months	12 Month Total
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:

Submitted by:
Title / Position:
Signature:
Date:
Phone:

Attach a signed certification to complete this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE DATA SECTION

PART 70 OPERATING PERMIT
QUARTERLY DEVIATION AND COMPLIANCE MONITORING REPORT

Source Name: Nucor Steel
Source Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address: 4537 South Nucor Road, Crawfordsville, Indiana 47933
Part 70 Permit No.: T107-7172-00038

Months: _____ to _____ Year: _____

This report shall be submitted quarterly based on a calendar year. Any deviation from the requirements, the date(s) of each deviation, the probable cause of the deviation, and the response steps taken must be reported. A deviation required to be reported pursuant to an applicable requirement that exists independent of the permit, shall be reported according to the schedule stated in the applicable requirement and does not need to be included in this report. Additional pages may be attached if necessary. If no deviations occurred, please specify in the box marked "No deviations occurred this reporting period".	
☐ NO DEVIATIONS OCCURRED THIS REPORTING PERIOD.	
☐ THE FOLLOWING DEVIATIONS OCCURRED THIS REPORTING PERIOD	
Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	
Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	

Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	
Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	
Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	

Form Completed by:_____

Title / Position: _____

Date:_____

Phone: _____

Attach a signed certification to complete this report.

Attachment A

Fugitive Dust Control Plan
Approved March 28, 1999

NUCOR Steel
4537 South Nucor Road
Crawfordsville, Indiana 47842

SECTION 1 — INTRODUCTION

The following control plan, when implemented is designed to reduce uncontrolled fugitive dust, based on a PM10 mass emission rate basis. From paved roadways and parking lots by at least 50 percent and down to 16.8 pounds of silt per mile, unpaved roadways and traveled open areas by at least 90 percent instantaneous control, and storage piles and slag processing operations by 97 percent.

The plan shall be implemented on a year-round basis until such time as another plan is approved or ordered by the Indiana Department of Environmental Management (IDEM).

The person on site who is responsible for implementing the plan is:

NUCOR Steel	Whitesville Mill Service (Slag Processing)
Environmental Manager	Plant Manager
4537 South Nucor Road	4537 South Nucor Road
Crawfordsville, Indiana 47933-9450	Crawfordsville, Indiana 47933-9450
Telephone: (765) 361-2659	Telephone: (765) 364-9251

SECTION 2 — PAVED ROADS AND PARKING LOTS

Paved roads and parking lots are indicated on the attached site plan. Dust from these sources shall be controlled by the use of a vehicular sweeper and shall be performed at least once every 14 days to achieve the limit of 16.8 pounds of silt per mile. The average daily traffic on these roads is anticipated up to 350 trucks per day and 400 automobiles per day.

On request of the Assistant Commissioner, NUCOR shall sample and provide to IDEM surface material silt content and surface dust loadings in accordance with field and laboratory procedures given in Reference 1. IDEM will have the right to specify road segments to be sampled. NUCOR shall provide supplemental cleaning of paved road sections found to exceed the controlled silt surface loading of 16.8 pounds of silt per mile.

Exceptions — Cleaning of paved road segments and parking lots may be delayed by one day when:

(a) 0.1 or more inches of rain has accumulated during the 24-hour period prior to the scheduled cleaning.

(b) The road segment is closed or abandoned. Abandoned roads will be barricaded to prevent vehicle access.

(c) It is raining at the time of the scheduled cleaning.

SECTION 3 — UNPAVED ROADS

Unpaved roads at the slag processing facility shall be treated with an asphaltic emulsion petroleum resin, chemical dust suppressant, or water application. Unpaved roads outside of the slag processing area are maintenance roads that will be tarred-and-chipped, treated with asphaltic emulsion, petroleum resin chemical dust suppressant, or watered as needed for dust control due to moderate or light usage.

Control Requirements

1. Slag Processing Facility Unpaved Roads - All roads in the slag processing facility shall be unpaved and treated with an asphaltic emulsion, petroleum resin, chemical dust suppressant, or watered as needed. The program shall be implemented at the following rate:

Table 3-1

Material	Rate	Frequency
Asphalatic Emulsion	0.14 gal/yd^2	Once/Month (see below)
Petroleum Resin	0.14 gal/yd^2	Once/Month (see below)
Chemical Dust Suppressant	As Specified	Once/Month
Water	As Necessary	As Necessary

As an alternative, NUCOR may pave previously unpaved road sections and apply paved road cleaning measures to these newly paved roads at frequencies similar to existing paved roads in the immediate area.

2. Moderate Use of Roads - Fugitive dust emissions from unpaved roads receiving moderate usage shall be controlled to at least 90 percent instantaneous control, based on a PM10 mass emission basis, by tarring-and-chipping, treatment with an asphaltic emulsion, petroleum resin, chemical dust suppressant, or water application as specified below:

Table 3-2

Material	Rate	Frequency
Tarring-and-Chipping	As Necessary	Once/Month
Asphaltic Emulsion	0.14 gal/yd^2	Once/Month (see below)
Petroleum Resin	0.14 gal/yd^2 initial 0.14 gal/yd^2 subsequent	Once/Month (see below)
Chemical Dust Suppressant	As Specified	Once/Month (see below)
Water	As Necessary	As Necessary

As an alternative, NUCOR may pave previously unpaved road sections and apply paved road cleaning measures to these newly paved roads at frequencies similar to existing paved roads in the immediate area.

3. Light Use Maintenance Roads - Fugitive dust emissions from unpaved roads receiving light usage shall be controlled by an asphaltic emulsion, petroleum resin, chemical dust suppressant, or water as necessary to prevent excessive visible fugitive emissions.

Exceptions - Treating of unpaved road segments may be delayed by one day when:

(a) 0.1 or more inches of rain has accumulated during the 24-hour period prior to the scheduled treatment.

(b) The road segments are saturated with water such that the asphaltic emulsion, petroleum resin, or chemical dust suppressant cannot be accepted by the surface.

(c) The road segments are frozen or covered by ice, snow, or standing water.

(d) The road segment or area is closed or abandoned. Abandoned roads shall be barricaded.

(e) It is raining at the time of the scheduled treatment. Approved Control Methods

Approved Control Methods

The asphaltic emulsion, petroleum resin, and chemical dust suppressant products currently approved by IDEM for the use at NUCOR are as follows:

(a) Soil Cement

(b) Calcium Chloride

(c) Road Pro

(d) Petrotac

(e) Coherex

(f) Hydro_Pine

Application rates and frequencies of the approved product, approved equivalent or water shall be sufficient to provide at least 90 percent instantaneous dust control.

2. Tarring-and-Chipping —Tarring-and-chipping shall be applied once to any road segment consistent with good engineering practice and maintained as necessary to ensure fugitive dust control.

3. Asphaltic Emulsion — An asphalt emulsion product shall be applied at the frequency stated in Tables 3-1 or 3-2 from April through October, unless conditions require increase frequency or as required by IDEM or EPA to ensure fugitive dust control. Asphalt emulsion products shall be applied at a rate of 0.14 gallons per square yard per treatment.

4. Petroleum Resin — Petroleum resin products shall be applied at the frequency stated in Tables 3-1 or 3-2 from April through October, unless conditions require increased frequency or as required by IDEM or EPA to ensure fugitive dust control. Petroleum resin products shall be applied at a rate of 0.14 gallons per square yard for the initial treatment and 0.12 gallons per square yard for all subsequent treatments, with the second treatment immediately following the initial treatment.

5. Chemical Dust Suppressant — Commercially produced chemical dust suppressants specifically manufactured for that purpose and approved for use, in writing, by IDEM shall be applied at the rate and frequency specified in the manufacturer's instructions or the IDEM written approval from April through October.

6. Approved Equivalents — No asphaltic emulsion product, petroleum resin product, or chemical dust suppressant shall be used as an equivalent to those listed above without the prior written approval of IDEM.

SECTION 4 – UNPAVED AREAS

Unpaved areas traveled about stockpiles shall be treated with chemical dust suppressant, asphaltic emulsion, or watered. Fugitive dust emissions shall be reduced by at least 90 percent instantaneous control on a PM10 mass emission basis.

Material	Rate	Avg. Daily Travel	Frequency
Asphaltic Emulsion	0.14 gal/yd^2	25-35 Vehicles	Once/Month (see below)
Chemical Dust Suppression	--		
Water	As Necessary		As Necessary

Exceptions — Treatment of unpaved areas may be delayed by one day when:

(a) 0.1 or more inches of rain has accumulated during the 24-hour period prior to the scheduled treatment.

(b) Unpaved areas are saturated with water such that chemical dust suppressant cannot be accepted by the surface.

(c) Unpaved areas are frozen or covered by ice, snow, or standing water.

(d) The area is closed or abandoned.

(e) It is raining at the time of the scheduled treatment.

SECTION 5 - OPEN AGGREGATE PILES

Open aggregate piles consist of slag in various stages of processing. To maintain product quality and chemical stability, watering the stockpiles shall be the primary means of dust control. Water must be limited so as to keep the moisture content of the product within standards. The total acres of piled material is 10 acres.

Pile Material	Moisture %	Silt %
Raw	2-5	1
Plus 4 inches	1-5	<1
5/8” x 2”	1-5	<1
0’ x ½”	1-5	<1
Mill Scale	1-5	1-3
Debris	2-5	4-6
AOD Slag	1-5	5-10
Refractory	0-1	1-3

Wind Erosion — Visible emissions from the storage piles shall be controlled by the application of water. Water added to the product during processing provides added control. Visible emissions shall be determined in accordance with the procedure specified in Method 9. These limitations may not apply during periods when application of fugitive particulate control measures are either ineffective orunreasonable due to sustained very high wind speeds. During such periods, the Permittee must continue to implement all reasonable fugitive particulate control measures.

SECTION 6 — SLAG PROCESSING

The following individual operations make up the slag processing operations:

1. Transfer of Cushion Material to Slag Pot — Visible emissions shall be controlled by minimizing the drop height of the bucket and by dumping the bucket slowly.

2. Transfer of Liquid Slag from EAF to Slag Pot — Visible emissions shall be controlled by the EAF shop building. The visible emissions associated with the slag that is dug out of the slag pits located beneath each EAF shall be controlled by minimizing the drop height of the bucket and by dumping the bucket slowly.

3. Transfer of Liquid Slag to Slag Pit — Visible emissions shall be controlled by limiting the rate of pouring and by applying water to the slag pit after the molten slag has been completely dumped from the slag pot to the slag pit.

4. Slag Pit Transfer Activities — Visible emissions shall be controlled by watering of the slag pit.

5. Skull Pit Activities — Application of water to the skull pit activities, including removal of skull and transfer of skull, is prohibitive due to safety reasons because the materials are reused.

6. Screening and Crushing Operation — Visible emissions shall be controlled through the application of water via spray bars.

7. Processed Slag Transfer Activities — Visible emissions shall be controlled by limiting the drop height and rate the material is dumped, and controlling the rate at which the material is picked up.

8. Material Transportation Activities — Visible emissions from the material during inplant transportation shall be controlled by limiting the speed of the hauling equipment, covering the material if necessary, and limiting the bucket height during transport of the material if necessary.

SECTION 7 — VEHICLE SPEED CONTROL

Speed limits on paved roads shall be posted to be 20 miles per hour. Speed limits on unpaved roads shall be 10 miles per hour.

Compliance with these speed limits shall be monitored by plant guards and safety department. Upon violation, employees shall receive written warning, followed by a one-day suspension if continued violations occur. Visitors to the plant shall be denied access if repeated violations occur.

SECTION 8 — MATERIAL SPILL CONTROL

Incidents of material spillage on plant property shall be investigated by the person responsible for implementing the plan. That person shall arrange for prompt cleanup and shall contact the party responsible for the spill to insure that corrective action has been taken.

SECTION 9 - MONITORING AND RECORD KEEPING

Records shall be kept within a journal which will e updated on a regular basis by the environmental engineer of his/her designs. The journals shall include sweeping and spill control activities, and dust suppressant application frequency. Also, the journal shall contain the total amount of water sprayed on the aggregate piles, and the slag processing spray bars. The journals shall be kept in storage for a minimum of three (3) years and shall be available for inspection or copying upon reasonable prior notice.

SECTION 10 - COMPLIANCE SCHEDULE

This plan shall be fully implemented when construction is completed. Until that time, the plan shall be implemented within portions of the site where construction is considered complete. Where construction is incomplete, appropriate control measures shall be implemented, but cannot be comprehensively addressed. These activities shall be included in the engineering journal.

SECTION 11 - UNPAVED ROADWAY AND UNPAVED AREA OPACITY LIMITS

Visible emissions from any unpaved road segment or unpaved area shall not exceed 5 percent opacity as averaged over any consecutive 3-minute period. All visible emission observations shall be determined in accordance with 40 CFR 60, Appendix A, Method 9, except as otherwise provided below:

1. In viewing fugitive emissions generated by vehicular traffic, the observer shall be positioned in accordance with the provisions of paragraph 2.1 of Method 9 except that if it is an overcast day the observer need not position himself with his back to the sun.

2. The observer shall begin reading when a vehicle crosses his line of sight which shall be approximately perpendicular to the trajectory of that vehicle. The observer shall continue to observe and record visible emission opacities at 15-second intervals along that same line of sight until no less than twelve consecutive opacity readings have been obtained. If, during the 3-minute evaluation period, another vehicle passes the observers line of sight on the roadway being evaluated, the observer shall terminate the evaluation for that 3-minute period and disregard the incomplete set of readings.

3. If IDEM inspectors note opacity readings greater than 3 percent, NUCOR shall provide supplemental dust suppressant treatment of unpaved roads and parking lots within 24 hours except as provided for in Sections 3 and 4.

SECTION 12 - REFERENCES

1. C. Cowherd, Jr., et al., Iron and Steel Plant Open Dust Source Fugitive Emission Evaluation, EPA 600/2-79-103, U.S. Environmental Protection Agency Cincinnati. OH, May 1979.

Appendix A

Title 40: Protection of Environment
PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES Browse Next

Subpart A—General Provisions

§ 60.1 Applicability.

(a) Except as provided in subparts B and C, the provisions of this part apply to the owner or operator of any stationary source which contains an affected facility, the construction or modification of which is commenced after the date of publication in this part of any standard (or, if earlier, the date of publication of any proposed standard) applicable to that facility.

(b) Any new or revised standard of performance promulgated pursuant to section 111(b) of the Act shall apply to the owner or operator of any stationary source which contains an affected facility, the construction or modification of which is commenced after the date of publication in this part of such new or revised standard (or, if earlier, the date of publication of any proposed standard) applicable to that facility.

(c) In addition to complying with the provisions of this part, the owner or operator of an affected facility may be required to obtain an operating permit issued to stationary sources by an authorized State air pollution control agency or by the Administrator of the U.S. Environmental Protection Agency (EPA) pursuant to Title V of the Clean Air Act (Act) as amended November 15, 1990 (42 U.S.C. 7661). For more information about obtaining an operating permit see part 70 of this chapter.

(d) *Site-specific standard for Merck & Co., Inc.'s Stonewall Plant in Elkton, Virginia.* (1) This paragraph applies only to the pharmaceutical manufacturing facility, commonly referred to as the Stonewall Plant, located at Route 340 South, in Elkton, Virginia (“site”).

(2) Except for compliance with 40 CFR 60.49b(u), the site shall have the option of either complying directly with the requirements of this part, or reducing the site-wide emissions caps in accordance with the procedures set forth in a permit issued pursuant to 40 CFR 52.2454. If the site chooses the option of reducing the site-wide emissions caps in accordance with the procedures set forth in such permit, the requirements of such permit shall apply in lieu of the otherwise applicable requirements of this part.

(3) Notwithstanding the provisions of paragraph (d)(2) of this section, for any provisions of this part except for Subpart Kb, the owner/operator of the site shall comply with the applicable provisions of this part if the Administrator determines that compliance with the provisions of this part is necessary for achieving the objectives of the regulation and the Administrator notifies the site in accordance with the provisions of the permit issued pursuant to 40 CFR 52.2454.

[40 FR 53346, Nov. 17, 1975, as amended at 55 FR 51382, Dec. 13, 1990; 59 FR 12427, Mar. 16, 1994; 62 FR 52641, Oct. 8, 1997]

§ 60.2 Definitions.

The terms used in this part are defined in the Act or in this section as follows:

Act means the Clean Air Act (42 U.S.C. 7401 *et seq.*)

Administrator means the Administrator of the Environmental Protection Agency or his authorized representative.

Affected facility means, with reference to a stationary source, any apparatus to which a standard is applicable.

Alternative method means any method of sampling and analyzing for an air pollutant which is not a reference or equivalent method but which has been demonstrated to the Administrator's satisfaction to, in specific cases, produce results adequate for his determination of compliance.

Approved permit program means a State permit program approved by the Administrator as meeting the requirements of part 70 of this chapter or a Federal permit program established in this chapter pursuant to Title V of the Act (42 U.S.C. 7661).

Capital expenditure means an expenditure for a physical or operational change to an existing facility which exceeds the product of the applicable “annual asset guideline repair allowance percentage” specified in the latest edition of Internal Revenue Service (IRS) Publication 534 and the existing facility's basis, as defined by section 1012 of the Internal Revenue Code. However, the total expenditure for a physical or operational change to an existing facility must not be reduced by any “excluded additions” as defined in IRS Publication 534, as would be done for tax purposes.

Clean coal technology demonstration project means a project using funds appropriated under the heading ‘Department of Energy-Clean Coal Technology’, up to a total amount of $2,500,000,000 for commercial demonstrations of clean coal technology, or similar projects funded through appropriations for the Environmental Protection Agency.

Commenced means, with respect to the definition of *new source* in section 111(a)(2) of the Act, that an owner or operator has undertaken a continuous program of construction or modification or that an owner or operator has entered into a contractual obligation to undertake and complete, within a reasonable time, a continuous program of construction or modification.

Construction means fabrication, erection, or installation of an affected facility.

Continuous monitoring system means the total equipment, required under the emission monitoring sections in applicable subparts, used to sample and condition (if applicable), to analyze, and to provide a permanent record of emissions or process parameters.

Electric utility steam generating unit means any steam electric generating unit that is constructed for the purpose of supplying more than one-third of its potential electric output capacity and more than 25 MW electrical output to any utility power distribution system for sale. Any steam supplied to a steam distribution system for the purpose of providing steam to a steam-electric generator that would produce electrical energy for sale is also considered in determining the electrical energy output capacity of the affected facility.

Equivalent method means any method of sampling and analyzing for an air pollutant which has been demonstrated to the Administrator's satisfaction to have a consistent and quantitatively known relationship to the reference method, under specified conditions.

Excess Emissions and Monitoring Systems Performance Report is a report that must be submitted periodically by a source in order to provide data on its compliance with stated emission limits and operating parameters, and on the performance of its monitoring systems.

Existing facility means, with reference to a stationary source, any apparatus of the type for which a standard is promulgated in this part, and the construction or modification of which was commenced before the date of proposal of that standard; or any apparatus which could be altered in such a way as to be of that type.

Force majeure means, for purposes of §60.8, an event that will be or has been caused by circumstances beyond the control of the affected facility, its contractors, or any entity controlled by the affected facility that prevents the owner or operator from complying with the regulatory requirement to conduct performance tests within the specified timeframe despite the affected facility's best efforts to fulfill the obligation. Examples of such events are acts of nature, acts of war or terrorism, or equipment failure or safety hazard beyond the control of the affected facility.

Isokinetic sampling means sampling in which the linear velocity of the gas entering the sampling nozzle is equal to that of the undisturbed gas stream at the sample point.

Issuance of a part 70 permit will occur, if the State is the permitting authority, in accordance with the requirements of part 70 of this chapter and the applicable, approved State permit program. When the EPA is the permitting authority, issuance of a Title V permit occurs immediately after the EPA takes final action on the final permit.

Malfunction means any sudden, infrequent, and not reasonably preventable failure of air pollution control equipment, process equipment, or a process to operate in a normal or usual manner. Failures that are caused in part by poor maintenance or careless operation are not malfunctions.

Modification means any physical change in, or change in the method of operation of, an existing facility which increases the amount of any air pollutant (to which a standard applies) emitted into the atmosphere by that facility or which results in the emission of any air pollutant (to which a standard applies) into the atmosphere not previously emitted.

Monitoring device means the total equipment, required under the monitoring of operations sections in applicable subparts, used to measure and record (if applicable) process parameters.

Nitrogen oxides means all oxides of nitrogen except nitrous oxide, as measured by test methods set forth in this part.

One-hour period means any 60-minute period commencing on the hour.

Opacity means the degree to which emissions reduce the transmission of light and obscure the view of an object in the background.

Owner or operator means any person who owns, leases, operates, controls, or supervises an affected facility or a stationary source of which an affected facility is a part.

Part 70 permit means any permit issued, renewed, or revised pursuant to part 70 of this chapter.

Particulate matter means any finely divided solid or liquid material, other than uncombined water, as measured by the reference methods specified under each applicable subpart, or an equivalent or alternative method.

Permit program means a comprehensive State operating permit system established pursuant to title V of the Act (42 U.S.C. 7661) and regulations codified in part 70 of this chapter and applicable State regulations, or a comprehensive Federal operating permit system established pursuant to title V of the Act and regulations codified in this chapter.

Permitting authority means:

(1) The State air pollution control agency, local agency, other State agency, or other agency authorized by the Administrator to carry out a permit program under part 70 of this chapter; or

(2) The Administrator, in the case of EPA-implemented permit programs under title V of the Act (42 U.S.C. 7661).

Proportional sampling means sampling at a rate that produces a constant ratio of sampling rate to stack gas flow rate.

Reactivation of a very clean coal-fired electric utility steam generating unit means any physical change or change in the method of operation associated with the commencement of commercial operations by a coal-fired utility unit after a period of discontinued operation where the unit:

(1) Has not been in operation for the two-year period prior to the enactment of the Clean Air Act Amendments of 1990, and the emissions from such unit continue to be carried in the permitting authority's emissions inventory at the time of enactment;

(2) Was equipped prior to shut-down with a continuous system of emissions control that achieves a removal efficiency for sulfur dioxide of no less than 85 percent and a removal efficiency for particulates of no less than 98 percent;

(3) Is equipped with low-NO_Xburners prior to the time of commencement of operations following reactivation; and

(4) Is otherwise in compliance with the requirements of the Clean Air Act.

Reference method means any method of sampling and analyzing for an air pollutant as specified in the applicable subpart.

Repowering means replacement of an existing coal-fired boiler with one of the following clean coal technologies: atmospheric or pressurized fluidized bed combustion, integrated gasification combined cycle, magnetohydrodynamics, direct and indirect coal-fired turbines, integrated gasification fuel cells, or as determined by the Administrator, in consultation with the Secretary of Energy, a derivative of one or more of these technologies, and any other technology capable of controlling multiple combustion emissions simultaneously with improved boiler or generation efficiency and with significantly greater waste reduction relative to the performance of technology in widespread commercial use as of November 15, 1990. Repowering shall also include any oil and/or gas-fired unit which has been awarded clean coal technology demonstration funding as of January 1, 1991, by the Department of Energy.

Run means the net period of time during which an emission sample is collected. Unless otherwise specified, a run may be either intermittent or continuous within the limits of good engineering practice.

Shutdown means the cessation of operation of an affected facility for any purpose.

Six-minute period means any one of the 10 equal parts of a one-hour period.

Standard means a standard of performance proposed or promulgated under this part.

Standard conditions means a temperature of 293 K (68F) and a pressure of 101.3 kilopascals (29.92 in Hg).

Startup means the setting in operation of an affected facility for any purpose.

State means all non-Federal authorities, including local agencies, interstate associations, and State-wide programs, that have delegated authority to implement: (1) The provisions of this part; and/or (2) the permit program established under part 70 of this chapter. The term State shall have its conventional meaning where clear from the context.

Stationary source means any building, structure, facility, or installation which emits or may emit any air pollutant.

Title V permit means any permit issued, renewed, or revised pursuant to Federal or State regulations established to implement title V of the Act (42 U.S.C. 7661). A title V permit issued by a State permitting authority is called a part 70 permit in this part.

Volatile Organic Compound means any organic compound which participates in atmospheric photochemical reactions; or which is measured by a reference method, an equivalent method, an alternative method, or which is determined by procedures specified under any subpart.

[44 FR 55173, Sept. 25, 1979, as amended at 45 FR 5617, Jan. 23, 1980; 45 FR 85415, Dec. 24, 1980; 54 FR 6662, Feb. 14, 1989; 55 FR 51382, Dec. 13, 1990; 57 FR 32338, July 21, 1992; 59 FR 12427, Mar. 16, 1994; 72 FR 27442, May 16, 2007]

§ 60.3 Units and abbreviations.

Used in this part are abbreviations and symbols of units of measure. These are defined as follows:

(a) System International (SI) units of measure:

A—ampere

g—gram

Hz—hertz

J—joule

K—degree Kelvin

kg—kilogram

m—meter

m^3 —cubic meter

mg—milligram—10^{-3}gram

mm—millimeter—10^{-3}meter

Mg—megagram—10^{6} gram

mol—mole

N—newton

ng—nanogram—10^{-9}gram

nm—nanometer—10^{-9}meter

Pa—pascal

s—second

V—volt

W—watt

Ω—ohm

µg—microgram—10^{-6}gram

(b) Other units of measure:

Btu—British thermal unit

°C—degree Celsius (centigrade)

cal—calorie

cfm—cubic feet per minute

cu ft—cubic feet

dcf—dry cubic feet

dcm—dry cubic meter

dscf—dry cubic feet at standard conditions

dscm—dry cubic meter at standard conditions

eq—equivalent

°F—degree Fahrenheit

ft—feet

gal—gallon

gr—grain

g-eq—gram equivalent

hr—hour

in—inch

k—1,000

l—liter

lpm—liter per minute

lb—pound

meq—milliequivalent

min—minute

ml—milliliter

mol. wt.—molecular weight

ppb—parts per billion

ppm—parts per million

psia—pounds per square inch absolute

psig—pounds per square inch gage

°R—degree Rankine

scf—cubic feet at standard conditions

scfh—cubic feet per hour at standard conditions

scm—cubic meter at standard conditions

sec—second

sq ft—square feet

std—at standard conditions

(c) Chemical nomenclature:

CdS—cadmium sulfide

CO—carbon monoxide

CO_2—carbon dioxide

HCl—hydrochloric acid

Hg—mercury

H_2O—water

H_2S—hydrogen sulfide

H_2SO_4—sulfuric acid

N_2—nitrogen

NO—nitric oxide

NO_2—nitrogen dioxide

NO_X—nitrogen oxides

O_2—oxygen

SO_2—sulfur dioxide

SO_3—sulfur trioxide

SO_X—sulfur oxides

(d) Miscellaneous:

A.S.T.M.—American Society for Testing and Materials

[42 FR 37000, July 19, 1977; 42 FR 38178, July 27, 1977]

§ 60.4 Address.

(a) All requests, reports, applications, submittals, and other communications to the Administrator pursuant to this part shall be submitted in duplicate to the appropriate Regional Office of the U.S. Environmental Protection Agency to the attention of the Director of the Division indicated in the following list of EPA Regional Offices.

Region I (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont), Director, Air Management Division, U.S. Environmental Protection Agency, John F. Kennedy Federal Building, Boston, MA 02203.

Region II (New Jersey, New York, Puerto Rico, Virgin Islands), Director, Air and Waste Management Division, U.S. Environmental Protection Agency, Federal Office Building, 26 Federal Plaza (Foley Square), New York, NY 10278.

Region III (Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia), Director, Air and Waste Management Division, U.S. Environmental Protection Agency, Curtis Building, Sixth and Walnut Streets, Philadelphia, PA 19106.

Region IV (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee), Director, Air and Waste Management Division, U.S. Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, GA 30365.

Region V (Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin), Director, Air and Radiation Division, U.S. Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, IL 60604–3590.

Region VI (Arkansas, Louisiana, New Mexico, Oklahoma, Texas); Director; Air, Pesticides, and Toxics Division; U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, TX 75202.

Region VII (Iowa, Kansas, Missouri, Nebraska), Director, Air, RCRA, and Toxics Division, U.S. Environmental Protection Agency, 901 N. 5th Street, Kansas City, KS 66101.

Region VIII (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming) Director, Air and Toxics Technical Enforcement Program, Office of Enforcement, Compliance and Environmental Justice, Mail Code 8ENF–AT, 1595 Wynkoop Street, Denver, CO 80202–1129.

Region IX (American Samoa, Arizona, California, Guam, Hawaii, Nevada, Northern Mariana Islands), Director, Air Division, U.S. Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105.

Region X (Alaska, Oregon, Idaho, Washington), Director, Air and Waste Management Division, U.S. Environmental Protection Agency, 1200 Sixth Avenue, Seattle, WA 98101.

(b) Section 111(c) directs the Administrator to delegate to each State, when appropriate, the authority to implement and enforce standards of performance for new stationary sources located in such State. All information required to be submitted to EPA under paragraph (a) of this section, must also be submitted to the appropriate State Agency of any State to which this authority has been delegated (provided, that each specific delegation may except sources from a certain Federal or State reporting requirement). The appropriate mailing address for those States whose delegation request has been approved is as follows:

(A) [Reserved]

(B) State of Alabama: Alabama Department of Environmental Management, P.O. Box 301463, Montgomery, Alabama 36130–1463.

(C) State of Alaska, Department of Environmental Conservation, Pouch O, Juneau, AK 99811.

(D) Arizona:

Arizona Department of Environmental Quality, Office of Air Quality, P.O. Box 600, Phoenix, AZ 85001–0600.

Maricopa County Air Pollution Control, 2406 S. 24th Street, Suite E–214, Phoenix, AZ 85034.

Pima County Department of Environmental Quality, 130 West Congress Street, 3rd Floor, Tucson, AZ 85701–1317.

Pinal County Air Quality Control District, Building F, 31 North Pinal Street, Florence, AZ 85232.

Note: For tables listing the delegation status of agencies in Region IX, see paragraph (d) of this section.

(E) State of Arkansas: Chief, Division of Air Pollution Control, Arkansas Department of Pollution Control and Ecology, 8001 National Drive, P.O. Box 9583, Little Rock, AR 72209.

(F) California:

Amador County Air Pollution Control District, 500 Argonaut Lane, Jackson, CA 95642.

Antelope Valley Air Pollution Control District, 43301 Division Street, Suite 206, P.O. Box 4409, Lancaster, CA 93539–4409.

Bay Area Air Quality Management District, 939 Ellis Street, San Francisco, CA 94109.

Butte County Air Pollution Control District, 2525 Dominic Drive, Suite J, Chico, CA 95928–7184.

Calaveras County Air Pollution Control District, 891 Mountain Ranch Rd., San Andreas, CA 95249.

Colusa County Air Pollution Control District, 100 Sunrise Blvd., Suite F, Colusa, CA 95932–3246.

El Dorado County Air Pollution Control District, 2850 Fairlane Court, Bldg. C, Placerville, CA 95667–4100.

Feather River Air Quality Management District, 938 14th Street, Marysville, CA 95901–4149.

Glenn County Air Pollution Control District, 720 N. Colusa Street, P.O. Box 351, Willows, CA 95988–0351.

Great Basin Unified Air Pollution Control District, 157 Short Street, Suite 6, Bishop, CA 93514–3537.

Imperial County Air Pollution Control District, 150 South Ninth Street, El Centro, CA 92243–2801.

Kern County Air Pollution Control District (Southeast Desert), 2700 M. Street, Suite 302, Bakersfield, CA 93301–2370.

Lake County Air Quality Management District, 885 Lakeport Blvd., Lakeport, CA 95453–5405.

Lassen County Air Pollution Control District, 175 Russell Avenue, Susanville, CA 96130–4215.

Mariposa County Air Pollution Control District, P.O. Box 5, Mariposa, CA 95338.

Mendocino County Air Pollution Control District, 306 E. Gobbi Street, Ukiah, CA 95482–5511.

Modoc County Air Pollution Control District, 202 W. 4th Street, Alturas, CA 96101–3915.

Mojave Desert Air Quality Management District, 14306 Part Avenue, Victorville, CA 92392–2310.

Monterey Bay Unified Air Pollution Control District, 24580 Silver Cloud Ct., Monterey, CA 93940–6536.

North Coast Unified Air Pollution Control District, 2300 Myrtle Avenue, Eureka, CA 95501–3327.

Northern Sierra Air Quality Management District, 200 Litton Drive, P.O. Box 2509, Grass Valley, CA 95945–2509.

Northern Sonoma County Air Pollution Control District, 150 Matheson Street, Healdsburg, CA 95448–4908.

Placer County Air Pollution Control District, DeWitt Center, 11464 “B” Avenue, Auburn, CA 95603–2603.

Sacramento Metropolitan Air Quality Management District, 777 12th Street, Third Floor, Sacramento, CA 95814–1908.

San Diego County Air Pollution Control District, 9150 Chesapeake Drive, San Diego, CA 92123–1096.

San Joaquin Valley Unified Air Pollution Control District, 1999 Tuolumne Street, 1990 E. Gettysburg, Fresno, CA 93726.

San Luis Obispo County Air Pollution Control District, 3433 Roberto Court, San Luis Obispo, CA 93401–7126.

Santa Barbara County Air Pollution Control District, 26 Castilian Drive, B–23, Goleta, CA 93117–3027.

Shasta County Air Quality Management District, 1855 Placer Street, Suite 101, Redding, CA 96001–1759.

Siskiyou County Air Pollution Control District, 525 So. Foothill Drive, Yreka, CA 96097–3036.

South Coast Air Quality Management District, 21865 E. Copley Drive, Diamond Bar, CA 91765–4182.

Tehama County Air Pollution Control District, P.O. Box 38 (1750 Walnut Street), Red Bluff, CA 96080–0038.

Tuolumne County Air Pollution Control District, 2 South Green Street, Sonora, CA 95370–4618.

Ventura County Air Pollution Control District, 669 County Square Drive, Ventura, CA 93003–5417.

Yolo-Solano Air Quality Management District, 1947 Galileo Ct., Suite 103, Davis, CA 95616–4882.

Note: For tables listing the delegation status of agencies in Region IX, see paragraph (d) of this section.

(G) State of Colorado, Department of Public Health and Environment, 4300 Cherry Creek Drive South, Denver, CO 80222–1530.

Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

(H) State of Connecticut, Bureau of Air Management, Department of Environmental Protection, State Office Building, 165 Capitol Avenue, Hartford, CT 06106.

(I) State of Delaware, Delaware Department of Natural Resources and Environmental Control, 89 Kings Highway, P.O. Box 1401, Dover, DE 19901

(J) District of Columbia, Department of Consumer and Regulatory Affairs, 5000 Overlook Avenue SW., Washington DC 20032.

(K) State of Florida: Florida Department of Environmental Protection, Division of Air Resources Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida 32399–2400.

(L) State of Georgia: Georgia Department of Natural Resources, Environmental Protection Division, 2 Martin Luther King Jr. Drive, SE., Suite 1152 East Floyd Tower, Atlanta, Georgia 30334–9000.

(M) Hawaii:

Hawaii State Agency, Clean Air Branch, 919 Ala Moana Blvd., 3rd Floor, Post Office Box 3378, Honolulu, HI 96814.

Note: For tables listing the delegation status of agencies in Region IX, see paragraph (d) of this section.

(N) State of Idaho, Department of Health and Welfare, Statehouse, Boise, ID 83701.

(O) State of Illinois, Bureau of Air, Division of Air Pollution Control, Illinois Environmental Protection Agency, 2200 Churchill Road, Springfield, IL 62794–9276.

(P) State of Indiana, Indiana Department of Environmental Management, 100 North Senate Avenue, P.O. Box 6015, Indianapolis, Indiana 46206–6015.

(Q) State of Iowa: Iowa Department of Natural Resources, Environmental Protection Division, Air Quality Bureau, 7900 Hickman Road, Suite 1, Urbandale, IA 50322.

(R) State of Kansas: Kansas Department of Health and Environment, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, KS 66612–1366.

(S) Commonwealth of Kentucky: Commonwealth of Kentucky, Energy and Environment Cabinet, Department of Environmental Protection, Division for Air Quality, 200 Fair Oaks Lane, 1st Floor, Frankfort, Kentucky 40610–1403.

Louisville Metro Air Pollution Control District, 850 Barret Avenue, Louisville, Kentucky 40204.

(T) State of Louisiana: Louisiana Department of Environmental Quality, Office of Environmental Assessment, P.O. Box 4314, Baton Rouge, LA 70821–4314. For a list of delegated standards for Louisiana (excluding Indian country), see paragraph (e)(1) of this section.

(U) State of Maine, Bureau of Air Quality Control, Department of Environmental Protection, State House, Station No. 17, Augusta, ME 04333.

(V) State of Maryland: Bureau of Air Quality and Noise Control, Maryland State Department of Health and Mental Hygiene, 201 West Preston Street, Baltimore, MD 21201.

(W) Commonwealth of Massachusetts, Division of Air Quality Control, Department of Environmental Protection, One Winter Street, 7th floor, Boston, MA 02108.

(X) State of Michigan, Air Quality Division, Michigan Department of Environmental Quality, P.O. Box 30260, Lansing, Michigan 48909.

(Y) Minnesota Pollution Control Agency, Division of Air Quality, 520 Lafayette Road, St. Paul, MN 55155.

(Z) State of Mississippi: Mississippi Department of Environmental Quality, Office of Pollution Control, Air Division, 515 East Amite Street, Jackson, Mississippi 39201.

(AA) State of Missouri: Missouri Department of Natural Resources, Division of Environmental Quality, P.O. Box 176, Jefferson City, MO 65102.

(BB) State of Montana, Department of Environmental Quality, 1520 E. 6th Ave., PO Box 200901, Helena, MT 59620–0901.

Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

(CC) State of Nebraska, Nebraska Department of Environmental Control, P.O. Box 94877, State House Station, Lincoln, NE 68509.

Lincoln-Lancaster County Health Department, Division of Environmental Health, 2200 St. Marys Avenue, Lincoln, NE 68502

(DD) Nevada:

Nevada State Agency, Air Pollution Control, Bureau of Air Quality/Division of Environmental Protection, 333 West Nye Lane, Carson City, NV 89710.

Clark County Department of Air Quality Management, 500 S. Grand Central Parkway, First floor, Las Vegas, NV 89155–1776.

Washoe County Air Pollution Control, Washoe County District Air Quality Management, P.O. Box 11130, 1001 E. Ninth Street, Reno, NV 89520.

Note: For tables listing the delegation status of agencies in Region IX, see paragraph (d) of this section.

(EE) State of New Hampshire, Air Resources Division, Department of Environmental Services, 64 North Main Street, Caller Box 2033, Concord, NH 03302–2033.

(FF) State of New Jersey: New Jersey Department of Environmental Protection, Division of Environmental Quality, Enforcement Element, John Fitch Plaza, CN–027, Trenton, NJ 08625.

(1) The following table lists the specific source and pollutant categories that have been delegated to the states in Region II. The (X) symbol is used to indicate each category that has been delegated.

	Subpart	State			
		New Jersey	New York	Puerto Rico	Virgin Islands
D	Fossil-Fuel Fired Steam Generators for Which Construction Commenced After August 17, 1971 (Steam Generators and Lignite Fired Steam Generators)	X	X	X	X
Da	Electric Utility Steam Generating Units for Which Construction Commenced After September 18, 1978	X		X	
Db	Industrial-Commercial-Institutional Steam Generating Units	X	X	X	X
E	Incinerators	X	X	X	X
F	Portland Cement Plants	X	X	X	X
G	Nitric Acid Plants	X	X	X	X
H	Sulfuric Acid Plants	X	X	X	X
I	Asphalt Concrete Plants	X	X	X	X
J	Petroleum Refineries—(All Categories)	X	X	X	X
K	Storage Vessels for Petroleum Liquids Constructed After June 11, 1973, and prior to May 19, 1978	X	X	X	X
Ka	Storage Vessels for Petroleum Liquids Constructed After May 18, 1978	X	X	X	
L	Secondary Lead Smelters	X	X	X	X
M	Secondary Brass and Bronze Ingot Production Plants	X	X	X	X
N	Iron and Steel Plants	X	X	X	X
O	Sewage Treatment Plants	X	X	X	X
P	Primary Copper Smelters	X	X	X	X
Q	Primary Zinc Smelters	X	X	X	X
R	Primary Lead Smelters	X	X	X	X
S	Primary Aluminum Reduction Plants	X	X	X	X
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	X	X	X	X

	Subpart	State			
		New Jersey	New York	Puerto Rico	Virgin Islands
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants	X	X	X	X
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants	X	X	X	X
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants	X	X	X	X
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate	X	X	X	X
Y	Coal Preparation Plants	X	X	X	X
Z	Ferroally Production Facilities	X	X	X	X
AA	Steel Plants: Electric Arc Furnaces	X	X	X	X
AAa	Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels in Steel Plants	X	X	X	
BB	Kraft Pulp Mills	X	X	X	
CC	Glass Manufacturing Plants	X	X	X	
DD	Grain Elevators	X	X	X	
EE	Surface Coating of Metal Furniture	X	X	X	
GG	Stationary Gas Turbines	X	X	X	
HH	Lime Plants	X	X	X	
KK	Lead Acid Battery Manufacturing Plants	X	X		
LL	Metallic Mineral Processing Plants	X	X	X	
MM	Automobile and Light-Duty Truck Surface Coating Operations	X	X		
NN	Phosphate Rock Plants	X	X		
PP	Ammonium Sulfate Manufacturing Plants	X	X		
QQ	Graphic Art Industry Publication Rotogravure Printing	X	X	X	X
RR	Pressure Sensitive Tape and Label Surface Coating Operations	X	X	X	
SS	Industrial Surface Coating: Large Appliances	X	X	X	
TT	Metal Coil Surface Coating	X	X	X	
UU	Asphalt Processing and Asphalt Roofing Manufacture	X	X	X	
VV	Equipment Leaks of Volatile Organic Compounds in Synthetic Organic Chemical Manufacturing Industry	X		X	
WW	Beverage Can Surface Coating Industry	X	X	X	

	Subpart	State			
		New Jersey	New York	Puerto Rico	Virgin Islands
XX	Bulk Gasoline Terminals	X	X	X	
FFF	Flexible Vinyl and Urethane Coating and Printing	X	X	X	
GGG	Equipment Leaks of VOC in Petroleum Refineries	X		X	
HHH	Synthetic Fiber Production Facilities	X		X	
JJJ	Petroleum Dry Clearners	X	X	X	
KKK	Equipment Leaks of VOC from Onshore Natural Gas Processing Plants				
LLL	Onshore Natural Gas Processing Plants; SO_2Emissions		X		
OOO	Nonmetallic Mineral Processing Plants		X	X	
PPP	Wool Fiberglass Insulation Manufacturing Plants		X	X	

(GG) State of New Mexico: New Mexico Environment Department, 1190 St. Francis Drive, P.O. Box 26110, Santa Fe, New Mexico 87502. Note: For a list of delegated standards for New Mexico (excluding Bernalillo County and Indian country), see paragraph (e)(1) of this section.

(i) Albuquerque-Bernalillo County Air Quality Control Board, c/o Environmental Health Department, P.O. Box 1293, Albuquerque, New Mexico 87103.

(ii) [Reserved]

(HH) New York: New York State Department of Environmental Conservation, 50 Wolf Road Albany, New York 12233, attention: Division of Air Resources.

(II) State of North Carolina: North Carolina Department of Environment and Natural Resources, Division of Air Quality, 1641 Mail Service Center, Raleigh, North Carolina 27699–1641.

Forsyth County Environmental Affairs, 537 North Spruce Street, Winston-Salem, North Carolina 27101.

Mecklenburg County Air Quality, 700 N. Tryon St., Suite 205, Charlotte, North Carolina 28202–2236.

Western North Carolina Regional Air Quality Agency, 49 Mount Carmel Road, Asheville, North Carolina 28806.

(JJ) State of North Dakota, Division of Air Quality, North Dakota Department of Health, P.O. Box 5520, Bismarck, ND 58506–5520.

Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

(KK) State of Ohio:

(i) Medina, Summit and Portage Counties; Director, Akron Regional Air Quality Management District, 177 South Broadway, Akron, OH 44308.

(ii) Stark County: Air Pollution Control Division, 420 Market Avenue North, Canton, Ohio 44702–3335.

(iii) Butler, Clermont, Hamilton, and Warren Counties: Air Program Manager, Hamilton County Department of Environmental Services, 1632 Central Parkway, Cincinnati, Ohio 45210.

(iv) Cuyahoga County: Commissioner, Department of Public Health & Welfare, Division of Air Pollution Control, 1925 Saint Clair, Cleveland, Ohio 44114.

(v) Belmont, Carroll, Columbiana, Harrison, Jefferson, and Monroe Counties: Director, North Ohio Valley Air Authority (NOVAA), 814 Adams Street, Steubenville, OH 43952.

(vi) Clark, Darke, Greene, Miami, Montgomery, and Preble Counties: Director, Regional Air Pollution Control Agency (RAPCA) 451 West Third Street, Dayton, Ohio 45402.

(vii) Lucas County and the City of Rossford (in Wood County): Director, Toledo Environmental Services Agency, 26 Main Street, Toledo, OH 43605.

(viii) Adams, Brown, Lawrence, and Scioto Counties; Engineer-Director, Air Division, Portsmouth City Health Department, 740 Second Street, Portsmouth, OH 45662.

(ix) Allen, Ashland, Auglaize, Crawford, Defiance, Erie, Fulton, Hancock, Hardin, Henry, Huron, Marion, Mercer, Ottawa, Paulding, Putnam, Richland, Sandusky, Seneca, Van Wert, Williams, Wood (except City of Rossford), and Wyandot Counties: Ohio Environmental Protection Agency, Northwest District Office, Air Pollution Control, 347 Dunbridge Rd., Bowling Green, Ohio 43402.

(x) Ashtabula, Holmes, Lorain, and Wayne Counties: Ohio Environmental Protection Agency, Northeast District Office, Air Pollution Unit, 2110 East Aurora Road, Twinsburg, OH 44087.

(xi) Athens, Coshocton, Gallia, Guernsey, Hocking, Jackson, Meigs, Morgan, Muskingum, Noble, Perry, Pike, Ross, Tuscarawas, Vinton, and Washington Counties: Ohio Environmental Protection Agency, Southeast District Office, Air Pollution Unit, 2195 Front Street, Logan, OH 43138.

(xii) Champaign, Clinton, Highland, Logan, and Shelby Counties: Ohio Environmental Protection Agency, Southwest District Office, Air Pollution Unit, 401 East Fifth Street, Dayton, Ohio 45402–2911.

(xiii) Delaware, Fairfield, Fayette, Franklin, Knox, Licking, Madison, Morrow, Pickaway, and Union Counties: Ohio Environmental Protection Agency, Central District Office, Air Pollution Control, 3232 Alum Creek Drive, Columbus, Ohio, 43207–3417.

(xiv) Geauga and Lake Counties: Lake County General Health District, Air Pollution Control, 105 Main Street, Painesville, OH 44077.

(xv) Mahoning and Trumbull Counties: Mahoning-Trumbull Air Pollution Control Agency, 9 West Front Street, Youngstown, OH 44503.

(LL) State of Oklahoma, Oklahoma State Department of Health, Air Quality Service, P.O. Box 53551, Oklahoma City, OK 73152.

(i) Oklahoma City and County: Director, Oklahoma City-County Health Department, 921 Northeast 23rd Street, Oklahoma City, OK 73105.

(ii) Tulsa County: Tulsa City-County Health Department, 4616 East Fifteenth Street, Tulsa, OK 74112.

(MM) State of Oregon. (i) Oregon Department of Environmental Quality (ODEQ), 811 SW Sixth Avenue, Portland, OR 97204–1390, *http://www.deq.state.or.us.*

(ii) Lane Regional Air Pollution Authority (LRAPA), 1010 Main Street, Springfield, Oregon 97477, *http://www.lrapa.org.*

(NN)(a) City of Philadelphia: Philadelphia Department of Public Health, Air Management Services, 500 S. Broad Street, Philadelphia, PA 19146.

(b) Commonwealth of Pennsylvania: Department of Environmental Resources, Post Office Box 2063, Harrisburg, PA 17120.

(c) Allegheny County: Allegheny County Health Department, Bureau of Air Pollution Control, 301 Thirty-ninth Street, Pittsburgh, PA 15201.

(OO) State of Rhode Island, Division of Air and Hazardous Materials, Department of Environmental Management, 291 Promenade Street, Providence, RI 02908.

(PP) State of South Carolina: South Carolina Department of Health and Environmental Control, 2600 Bull Street, Columbia, South Carolina 29201.

(QQ) State of South Dakota, Air Quality Program, Department of Environment and Natural Resources, Joe Foss Building, 523 East Capitol, Pierre, SD 57501–3181.

Note: For a table listing Region VIII's NSPS delegation status, see paragragh (c) of this section.

(RR) State of Tennessee: Tennessee Department of Environment and Conservation, Division of Air Pollution Control, 401 Church Street, 9th Floor, L&C Annex, Nashville, Tennessee 37243–1531.

Knox County Air Quality Management—Department of Public Health, 140 Dameron Avenue, Knoxville, TN 37917.

Air Pollution Control Bureau, Metropolitan Health Department, 311 23rd Avenue North, Nashville, TN 37203.

Chattanooga-Hamilton County Air Pollution Control Bureau, 6125 Preservation Drive, Chattanooga, TN 37416.

Memphis-Shelby County Health Department—Air Pollution Control Program, 814 Jefferson Avenue, Memphis, TN 38105.

(SS) State of Texas, Texas Air Control Board, 6330 Highway 290 East, Austin, TX 78723.

(TT) State of Utah, Division of Air Quality, Department of Environmental Quality, P.O. Box 144820, Salt Lake City, UT 84114–4820.

Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

(UU) State of Vermont, Air Pollution Control Division, Agency of Natural Resources, Building 3 South, 103 South Main Street, Waterbury, VT 05676.

(VV) Commonwealth of Virginia, Virginia State Air Pollution Control Board, Room 1106, Ninth Street Office Building, Richmond, VA 23219.

(WW) *State of Washington.* (i) Washington State Department of Ecology (Ecology), P.O. Box 47600, Olympia, WA 98504–7600, *http://www.ecy.wa.gov/*

(ii) Benton Clean Air Authority (BCAA), 650 George Washington Way, Richland, WA 99352–4289, *http://www.bcaa.net/*

(iii) Northwest Air Pollution Control Authority (NWAPA), 1600 South Second St., Mount Vernon, WA 98273–5202, *http://www.nwair.org/*

(iv) Olympic Regional Clean Air Agency (ORCAA), 909 Sleater-Kinney Road S.E., Suite 1, Lacey, WA 98503–1128, *http://www.orcaa.org/*

(v) Puget Sound Clean Air Agency (PSCAA), 110 Union Street, Suite 500, Seattle, WA 98101–2038, *http://www.pscleanair.org/*

(vi) Spokane County Air Pollution Control Authority (SCAPCA), West 1101 College, Suite 403, Spokane, WA 99201, *http://www.scapca.org/*

(vii) Southwest Clean Air Agency (SWCAA), 1308 NE. 134th St., Vancouver, WA 98685–2747, *http://www.swcleanair.org/*

(viii) Yakima Regional Clean Air Authority (YRCAA), 6 South 2nd Street, Suite 1016, Yakima, WA 98901, *http://co.yakima.wa.us/cleanair/default.htm*

(ix) The following table lists the delegation status of the New Source Performance Standards for the State of Washington. An “X” indicates the subpart has been delegated, subject to all the conditions and limitations set forth in Federal law and the letters granting delegation. Some authorities cannot be delegated and are retained by EPA. Refer to the letters granting delegation for a discussion of these retained authorities. The dates noted at the end of the table indicate the effective dates of Federal rules that have been delegated. Authority for implementing and enforcing any amendments made to these rules after these effective dates are not delegated.

NSPS Subparts Delegated to Washington Air Agencies

Subpart[1]	Washington							
	Ecology[2]	BCAA[3]	NWAPA[4]	ORCAA[5]	PSCAA[6]	SCAPCA[7]	SWCAA[8]	YRCAA[9]
A General Provisions	X	X	X	X	X	X	X	X
B Adoption and Submittal of State Plans for Designated Facilities								
C Emission Guidelines and								

Subpart[1]	Washington							
	Ecology[2]	BCAA[3]	NWAPA[4]	ORCAA[5]	PSCAA[6]	SCAPCA[7]	SWCAA[8]	YRCAA[9]
Compliance Times								
Cb Large Municipal Waste Combustors that are Constructed on or before September 20, 1994 (Emission Guidelines and Compliance Times)								
Cc Municipal Solid Waste Landfills (Emission Guidelines and Compliance Times)								
Cd Sulfuric Acid Production Units (Emission Guidelines and Compliance Times)								
Ce Hospital/Medical/Infectious Waste Incinerators (Emission Guidelines and Compliance Times)								
D Fossil-Fuel-Fired Steam Generators for which Construction is Commenced after August 17, 1971	X	X	X	X	X	X	X	X
Da Electric Utility Steam Generating Units for which Construction is Commenced after September 18, 1978	X	X	X	X	X	X	X	X
Db Industrial-Commercial-Institutional Steam Generating Units	X	X	X	X	X	X	X	X
Dc Small Industrial-Commercial-Institutional Steam Generating Units	X	X	X	X	X	X	X	X
E Incinerators	X	X	X	X	X	X	X	X
Ea Municipal Waste Combustors for which Construction is Commenced after December 20, 1989 and on or before September 20, 1994	X	X	X	X	X	X	X	X
Eb—Large Municipal Waste Combustors		X		X	X	X		
Ec—Hospital/Medical/Infectious	X	X	X	X	X	X		

Subpart[1]	Washington							
	Ecology[2]	BCAA[3]	NWAPA[4]	ORCAA[5]	PSCAA[6]	SCAPCA[7]	SWCAA[8]	YRCAA[9]
Waste Incinerators								
F Portland Cement Plants	X	X	X	X	X	X	X	X
G Nitric Acid Plants	X	X	X	X	X	X	X	X
H Sulfuric Acid Plants	X	X	X	X	X	X	X	X
I Hot Mix Asphalt Facilities	X	X	X	X	X	X	X	X
J Petroleum Refineries	X	X	X	X	X	X	X	X
K Storage Vessels for Petroleum Liquids for which Construction, Reconstruction, or Modification Commenced after June 11, 1973 and prior to May 19, 1978	X	X	X	X	X	X	X	X
Ka Storage Vessels for Petroleum Liquids for which Construction, Reconstruction, or Modification Commenced after May 18, 1978 and prior to July 23, 1984	X	X	X	X	X	X	X	X
Kb VOC Liquid Storage Vessels (including Petroleum Liquid Storage Vessels) for which Construction, Reconstruction, or Modification Commenced after July 23, 1984	X	X	X	X	X	X	X	X
L Secondary Lead Smelters	X	X	X	X	X	X	X	X
M Secondary Brass and Bronze Production Plants	X	X	X	X	X	X	X	X
N Primary Emissions from Basic Oxygen Process Furnaces for which Construction is Commenced after June 11, 1973	X	X	X	X	X	X	X	X
Na Secondary Emissions from Basic Oxygen Process Steel-making Facilities for which Construction is Commenced after January 20, 1983	X	X	X	X	X	X	X	X
O Sewage Treatment Plants	X	X	X	X	X	X	X	X
P Primary Copper Smelters	X	X	X	X	X	X	X	X

Subpart[1]	Washington							
	Ecology[2]	BCAA[3]	NWAPA[4]	ORCAA[5]	PSCAA[6]	SCAPCA[7]	SWCAA[8]	YRCAA[9]
Q Primary Zinc Smelters	X	X	X	X	X	X	X	X
R Primary Lead Smelters	X	X	X	X	X	X	X	X
S Primary Aluminum Reduction Plants[10]	X							
T Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	X	X	X	X	X	X	X	X
U Phosphate Fertilizer Industry: Superphosphoric Acid Plants	X	X	X	X	X	X	X	X
V Phosphate Fertilizer Industry: Diammonium Phosphate Plants	X	X	X	X	X	X	X	X
W Phosphate Fertilizer Industry: Triple Superphosphate Plants	X	X	X	X	X	X	X	X
X Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	X	X	X	X	X	X	X	X
Y Coal Preparation Plants	X	X	X	X	X	X	X	X
Z Ferroalloy Production Facilities	X	X	X	X	X	X	X	X
AA Steel Plants: Electric Arc Furnaces Constructed after October 21, 1974 and on or before August 17, 1983	X	X	X	X	X	X	X	X
AAa Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed after August 7, 1983	X	X	X	X	X	X	X	X
BB Kraft Pulp Mills[11]	X							
CC Glass Manufacturing Plants	X	X	X	X	X	X	X	X
DD Grain Elevators	X	X	X	X	X	X	X	X
EE Surface Coating of Metal Furniture	X	X	X	X	X	X	X	X
GG Stationary Gas Turbines	X	X	X	X	X	X	X	X

Subpart[1]	Washington							
	Ecology[2]	BCAA[3]	NWAPA[4]	ORCAA[5]	PSCAA[6]	SCAPCA[7]	SWCAA[8]	YRCAA[9]
HH Lime Manufacturing Plants	X	X	X	X	X	X	X	X
KK Lead-Acid Battery Manufacturing Plants	X	X	X	X	X	X	X	X
LL Metallic Mineral Processing Plants	X	X	X	X	X	X	X	X
MM Automobile and Light Duty Truck Surface Coating Operations	X	X	X	X	X	X	X	X
NN Phosphate Rock Plants	X	X	X	X	X	X	X	X
PP Ammonium Sulfate Manufacture	X	X	X	X	X	X	X	X
QQ Graphic Arts Industry: Publication Rotogravure Printing	X	X	X	X	X	X	X	X
RR Pressure Sensitive Tape and Label Surface Coating Standards	X	X	X	X	X	X	X	X
SS Industrial Surface Coating: Large Appliances	X	X	X	X	X	X	X	X
TT Metal Coil Surface Coating	X	X	X	X	X	X	X	X
UU Asphalt Processing and Asphalt Roof Manufacture	X	X	X	X	X	X	X	X
VV Equipment Leaks of VOC in Synthetic Organic Chemical Manufacturing Industry	X	X	X	X	X	X	X	X
WW Beverage Can Surface Coating Industry	X	X	X	X	X	X	X	X
XX Bulk Gasoline Terminals	X	X	X	X	X	X	X	X
AAA New Residential Wood Heaters								
BBB Rubber Tire Manufacturing Industry	X	X	X	X	X	X	X	X
DDD VOC Emissions from Polymer Manufacturing Industry	X	X	X	X	X	X	X	X
FFF Flexible Vinyl and Urethane Coating and Printing	X	X	X	X	X	X	X	X

Subpart[1]	Washington							
	Ecology[2]	BCAA[3]	NWAPA[4]	ORCAA[5]	PSCAA[6]	SCAPCA[7]	SWCAA[8]	YRCAA[9]
GGG Equipment Leaks of VOC in Petroleum Refineries	X	X	X	X	X	X	X	X
HHH Synthetic Fiber Production Facilities	X	X	X	X	X	X	X	X
III VOC Emissions from Synthetic Organic Chemical Manufacturing Industry Air Oxidation Unit Processes	X	X	X	X	X	X	X	X
JJJ Petroleum Dry Cleaners	X	X	X	X	X	X	X	X
KKK Equipment Leaks of VOC from Onshore Natural Gas Processing Plants	X	X	X	X	X	X	X	X
LLL Onshore Natural Gas Processing: SO_2Emissions	X	X	X	X	X	X	X	X
NNN VOC Emissions from Synthetic Organic Chemical Manufacturing Industry Distillation Operations	X	X	X	X	X	X	X	X
OOO Nonmetallic Mineral Processing Plants			X		X		X	
PPP Wool Fiberglass Insulation Manufacturing Plants	X	X	X	X	X	X	X	X
QQQ VOC Emissions from Petroleum Refinery Wastewater Systems	X	X	X	X	X	X	X	X
RRR VOCs from Synthetic Organic Chemical Manufacturing Industry Reactor Processes	X	X	X	X	X	X	X	X
SSS Magnetic Tape Coating Facilities	X	X	X	X	X	X	X	X
TTT Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines	X	X	X	X	X	X	X	X
UUU Calciners and Dryers in Mineral Industries	X	X	X	X	X	X	X	X
VVV Polymeric Coating of Supporting Substrates	X	X	X	X	X	X	X	X

Subpart[1]	Washington							
	Ecology[2]	BCAA[3]	NWAPA[4]	ORCAA[5]	PSCAA[6]	SCAPCA[7]	SWCAA[8]	YRCAA[9]
Facilities								
WWW Municipal Solid Waste Landfills	X	X	X	X	X	X	X	X
AAAA Small Municipal Waste Combustion Units for which Construction is Commenced after August 30, 1999 or for which Modification or Reconstruction is Commenced after June 6, 2001	X	X		X	X	X		X
BBBB Small Municipal Waste Combustion Units Constructed on or before August 30, 1999 (Emission Guidelines and Compliance Times)								
CCCC Commercial and Industrial Solid Waste Incineration Units for which Construction is Commenced after November, 30, 1999 or for which Modification or Reconstruction is Commenced on or after June 1, 2001	X	X		X	X	X		X
DDDD Commercial and Industrial Solid Waste Incineration Units that Commenced Construction on or before November 30, 1999 (Emission Guidelines and Compliance Times)								

[1]Any authority within any subpart of this part that is not delegable, is not delegated. Please refer to Attachment B to the delegation letters for a listing of the NSPS authorities excluded from delegation.

[2]Washington State Department of Ecology, for 40 CFR 60.17(h)(1), (h)(2), (h)(3) and 40 CFR part 60, subpart AAAA, as in effect on June 6, 2001; for 40 CFR part 60, subpart CCCC, as in effect on June 1, 2001; and for all other NSPS delegated, as in effect February 20, 2001.

[3]Benton Clean Air Authority, for 40 CFR 60.17(h)(1), (h)(2), (h)(3) and 40 CFR part 60, subpart AAAA, as in effect on June 6, 2001; for 40 CFR part 60, subpart CCCC, as in effect on June 1, 2001; and for all other NSPS delegated, as in effect February 20, 2001.

[4]Northwest Air Pollution Authority, for all NSPS delegated, as in effect on July 1, 2000.

[5]Olympic Regional Clean Air Authority, for 40 CFR 60.17(h)(1), (h)(2), (h)(3) and 40 CFR part 60, subpart AAAA, as in effect on June 6, 2001; for 40 CFR part 60, subpart CCCC, as in effect on June 1, 2001; and for all other NSPS delegated, as in effect February 20, 2001.

[6]Puget Sound Clean Air Authority, for all NSPS delegated, as in effect on July 1, 2002.

[7]Spokane County Air Pollution Control Authority, for 40 CFR 60.17(h)(1), (h)(2), (h)(3) and 40 CFR part 60, subpart AAAA, as in effect on June 6, 2001; for 40 CFR part 60, subpart CCCC, as in effect on June 1, 2001; and for all other NSPS delegated, as in effect February 20, 2001.

[8]Southwest Clean Air Agency, for all NSPS delegated, as in effect on July 1, 2000.

[9]Yakima Regional Clean Air Authority, for 40 CFR 60.17(h)(1), (h)(2), (h)(3) and 40 CFR part 60, subpart AAAA, as in effect on June 6, 2001; for 40 CFR part 60, subpart CCCC, as in effect on June 1, 2001; and for all other NSPS delegated, as in effect February 20, 2001.

[10]Subpart S of this part is not delegated to local agencies in Washington because the Washington State Department of Ecology retains sole authority to regulate Primary Aluminum Plants, pursuant to Washington Administrative Code 173–415–010.

[11]Subpart BB of this part is not delegated to local agencies in Washington because the Washington State Department of Ecology retains sole authority to regulate Kraft and Sulfite Pulping Mills, pursuant to Washington State Administrative Code 173–405–012 and 173–410–012.

(XX) State of West Virginia: Air Pollution Control Commission, 1558 Washington Street East, Charleston, WV 25311.

(YY) Wisconsin—Wisconsin Department of Natural Resources, P.O. Box 7921, Madison, WI 53707.

(ZZ) State of Wyoming, Department of Environmental Quality, Air Quality Division, Herschler Building, 122 West 25th Street, Cheyenne, WY 82002.

Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

(AAA) Territory of Guam: Guam Environmental Protection Agency, Post Office Box 2999, Agana, Guam 96910.

Note: For tables listing the delegation status of agencies in Region IX, see paragraph (d) of this section.

(BBB) Commonwealth of Puerto Rico: Commonwealth of Puerto Rico Environmental Quality Board, P.O. Box 11488, Santurce, PR 00910, Attention: Air Quality Area Director (see table under §60.4(b)(FF)(1)).

(CCC) U.S. Virgin Islands: U.S. Virgin Islands Department of Conservation and Cultural Affairs, P.O. Box 578, Charlotte Amalie, St. Thomas, VI 00801.

(DDD) American Samoa Environmental Protection Agency, Pago Pago, American Samoa 96799.

Note: For tables listing the delegation status of agencies in Region IX, see paragraph (d) of this section.

(EEE) Commonwealth of the Northern Mariana Islands, Division of Environmental Quality, P.O. Box 1304, Saipan, MP 96950.

Note: For tables listing the delegation status of agencies in Region IX, see paragraph (d) of this section.

(c) The following is a table indicating the delegation status of New Source Performance Standards for Region VIII.

Delegation Status of New Source Performance Standards

[(NSPS) for Region VIII]

Subpart	CO	MT	ND	SD	UT	WY
A—General Provisions	(*)	(*)	(*)	(*)	(*)	(*)
D—Fossil Fuel Fired Steam Generators	(*)	(*)	(*)	(*)	(*)	(*)
Da—Electric Utility Steam Generators	(*)	(*)	(*)	(*)	(*)	(*)
Db—Industrial-Commercial—Institutional Steam Generators	(*)	(*)	(*)	(*)	(*)	(*)
Dc—Industrial–Commercial–Institutional Steam Generators	(*)	(*)	(*)	(*)	(*)	(*)
E—Incinerators	(*)	(*)	(*)	(*)	(*)	(*)
Ea—Municipal Waste Combustors	(*)	(*)	(*)	(*)	(*)	(*)
Eb—Large Municipal Waste Combustors		(*)		(*)	(*)	(*)
Ec—Hospital/Medical/Infectious Waste Incinerators	(*)	(*)	(*)	(*)	(*)	(*)
F—Portland Cement Plants	(*)	(*)	(*)	(*)	(*)	(*)
G—Nitric Acid Plants	(*)	(*)	(*)		(*)	(*)
H—Sulfuric Acid Plants	(*)	(*)	(*)		(*)	(*)
I—Asphalt Concrete Plants	(*)	(*)	(*)	(*)	(*)	(*)
J—Petroleum Refineries	(*)	(*)	(*)		(*)	(*)
K—Petroleum Storage Vessels (after 6/11/73 & prior to 5/19/78)	(*)	(*)	(*)	(*)	(*)	(*)
Ka—Petroleum Storage Vessels (after 5/18/78 & prior to 7/23/84)	(*)	(*)	(*)	(*)	(*)	(*)
Kb—Petroleum Storage Vessels (after 7/23/84)	(*)	(*)	(*)	(*)	(*)	(*)
L—Secondary Lead Smelters	(*)	(*)	(*)	(*)		
M—Secondary Brass and Bronze Production						
Plants	(*)	(*)	(*)	(*)		
N—Primary Emissions from Basic Oxygen Process Furnaces (after	(*)	(*)	(*)	(*)		

Subpart	CO	MT	ND	SD	UT	WY
6/11/73)						
Na—Secondary Emissions from Basic Oxygen Process Furnaces (after 1/20/83)	(*)	(*)	(*)	(*)		
O—Sewage Treatment Plants	(*)	(*)	(*)	(*)	(*)	(*)
P—Primary Copper Smelters	(*)	(*)	(*)	(*)		
Q—Primary Zinc Smelters	(*)	(*)	(*)	(*)		
R—Primary Lead Smelters	(*)	(*)	(*)	(*)		
S—Primary Aluminum Reduction Plants	(*)	(*)	(*)	(*)		
T—Phosphate Fertilizer Industry: Wet Process Phosphoric Plants	(*)	(*)	(*)		(*)	(*)
U—Phosphate Fertilizer Industry: Superphosphoric Acid Plants	(*)	(*)	(*)		(*)	(*)
V—Phosphate Fertilizer Industry: Diammonium Phosphate Plants	(*)	(*)	(*)		(*)	(*)
W—Phosphate Fertilizer Industry: Triple Superphosphate Plants	(*)	(*)	(*)		(*)	(*)
X—Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	(*)	(*)	(*)		(*)	(*)
Y—Coal Preparation Plants	(*)	(*)	(*)	(*)	(*)	(*)
Z—Ferroalloy Production Facilities	(*)	(*)	(*)		(*)	(*)
AA—Steel Plants: Electric Arc Furnaces (10/21/74–8/17/83)	(*)	(*)	(*)		(*)	(*)
AAa—Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels (after 8/7/83)	(*)	(*)	(*)		(*)	(*)
BB—Kraft Pulp Mills	(*)	(*)	(*)	(*)		
CC—Glass Manufacturing Plants	(*)	(*)	(*)		(*)	(*)
DD—Grain Elevator	(*)	(*)	(*)	(*)	(*)	(*)
EE—Surface Coating of Metal Furniture	(*)	(*)	(*)		(*)	(*)
GG—Stationary Gas Turbines	(*)	(*)	(*)	(*)	(*)	(*)
HH—Lime Manufacturing Plants	(*)	(*)	(*)	(*)	(*)	(*)
KK—Lead-Acid Battery Manufacturing Plants	(*)	(*)	(*)		(*)	(*)
LL—Metallic Mineral Processing Plants	(*)	(*)	(*)	(*)	(*)	(*)
MM—Automobile & Light Duty Truck Surface Coating Operations	(*)	(*)	(*)		(*)	(*)
NN—Phosphate Rock Plants	(*)	(*)	(*)		(*)	(*)
PP—Ammonium Sulfate Manufacturing	(*)	(*)	(*)		(*)	(*)
QQ—Graphic Arts Industry: Publication Rotogravure Printing	(*)	(*)	(*)	(*)	(*)	(*)
RR—Pressure Sensitive Tape & Label Surface Coating	(*)	(*)	(*)	(*)	(*)	(*)
SS—Industrial Surface Coating: Large Applications	(*)	(*)	(*)		(*)	(*)
TT—Metal Coil Surface Coating	(*)	(*)	(*)		(*)	(*)

Subpart	CO	MT	ND	SD	UT	WY
UU—Asphalt Processing & Asphalt Roofing Manufacture	(*)	(*)	(*)		(*)	(*)
VV—Synthetic Organic Chemicals Manufacturing: Equipment Leaks of VOC	(*)	(*)	(*)	(*)	(*)	(*)
WW—Beverage Can Surface Coating Industry	(*)	(*)	(*)		(*)	(*)
XX—Bulk Gasoline Terminals	(*)	(*)	(*)	(*)	(*)	(*)
AAA—Residential Wood Heaters	(*)	(*)	(*)	(*)	(*)	(*)
BBB—Rubber Tires	(*)	(*)	(*)		(*)	(*)
DDD—VOC Emissions from Polymer Manufacturing Industry	(*)	(*)	(*)		(*)	(*)
FFF—Flexible Vinyl & Urethane Coating & Printing	(*)	(*)	(*)		(*)	(*)
GGG—Equipment Leaks of VOC in Petroleum Refineries	(*)	(*)	(*)		(*)	(*)
HHH—Synthetic Fiber Production	(*)	(*)	(*)		(*)	(*)
III—VOC Emissions from the Synthetic Organic Chemical Manufacturing Industry Air Oxidation Unit Processes		(*)	(*)		(*)	(*)
JJJ—Petroleum Dry Cleaners	(*)	(*)	(*)	(*)	(*)	(*)
KKK—Equipment Leaks of VOC from Onshore Natural Gas Processing Plants	(*)	(*)	(*)		(*)	(*)
LLL—Onshore Natural Gas Processing: SO_2Emissions	(*)	(*)	(*)		(*)	(*)
NNN—VOC Emissions from the Synthetic Organic Chemical Manufacturing Industry Distillation Operations	(*)	(*)	(*)	(*)	(*)	(*)
OOO—Nonmetallic Mineral Processing Plants	(*)	(*)	(*)	(*)	(*)	(*)
PPP—Wool Fiberglass Insulation Manufacturing Plants	(*)	(*)	(*)		(*)	(*)
QQQ—VOC Emissions from Petroleum Refinery Wastewater Systems	(*)	(*)	(*)		(*)	(*)
RRR—VOC Emissions from Synthetic Organic Chemistry Manufacturing Industry (SOCMI) Reactor Processes	(*)	(*)	(*)	(*)	(*)	(*)
SSS—Magnetic Tape Industry	(*)	(*)	(*)	(*)	(*)	(*)
TTT—Plastic Parts for Business Machine Coatings	(*)	(*)	(*)		(*)	(*)
UUU—Calciners and Dryers in Mineral Industries	(*)	(*)	(*)	(*)	(*)	(*)
VVV—Polymeric Coating of Supporting Substrates	(*)	(*)	(*)		(*)	(*)
WWW—Municipal Solid Waste Landfills	(*)	(*)	(*)	(*)	(*)	(*)
AAAA-Small Municipal Waste Combustors		(*)	(*)		(*)	(*)
CCCC-Commercial and Industrial Solid Waste Incineration Units		(*)	(*)		(*)	(*)
EEEE—Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced On or After June 16, 2006						(*)

(*) Indicates approval of State regulation.

(d) The following tables list the specific part 60 standards that have been delegated unchanged to the air pollution control agencies in Region IX. The (X) symbol is used to indicate each standard that has been delegated. The following provisions of this subpart are not delegated: §§60.4(b), 60.8(b), 60.9, 60.11(b), 60.11(e), 60.13(a), 60.13(d)(2), 60.13(g), 60.13(i).

(1) *Arizona.* The following table identifies delegations for Arizona:

Delegation Status for New Source Performance Standards for Arizona

	Subpart	Air Pollution Control Agency			
		Arizona DEQ	Maricopa County	Pima County	Pinal County
A	General Provisions	X	X	X	X
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971	X	X	X	X
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978	X	X	X	X
Db	Industrial-Commercial-Institutional Steam Generating Units	X	X	X	X
Dc	Small Industrial Steam Generating Units	X	X	X	X
E	Incinerators	X	X	X	X
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994	X	X	X	X
Eb	Municipal Waste Combustors Constructed After September 20, 1994	X	X	X	
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996	X	X	X	
F	Portland Cement Plants	X	X	X	X
G	Nitric Acid Plants	X	X	X	X
H	Sulfuric Acid Plant	X	X	X	X
I	Hot Mix Asphalt Facilities	X	X	X	X
J	Petroleum Refineries	X	X	X	X
Ja	Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007				
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978	X	X	X	X

	Subpart	Air Pollution Control Agency			
		Arizona DEQ	Maricopa County	Pima County	Pinal County
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984	X	X	X	X
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984	X	X	X	X
L	Secondary Lead Smelters	X	X	X	X
M	Secondary Brass and Bronze Production Plants	X	X	X	X
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973	X	X	X	X
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983	X	X	X	X
O	Sewage Treatment Plants	X	X	X	X
P	Primary Copper Smelters	X	X	X	X
Q	Primary Zinc Smelters	X	X	X	X
R	Primary Lead Smelters	X	X	X	X
S	Primary Aluminum Reduction Plants	X	X	X	X
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	X	X	X	X
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants	X	X	X	X
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants	X	X	X	X
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants	X	X	X	X
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	X	X	X	X
Y	Coal Preparation Plants	X	X	X	X
Z	Ferroalloy Production Facilities	X	X	X	X
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983	X	X	X	X

	Subpart	Air Pollution Control Agency			
		Arizona DEQ	Maricopa County	Pima County	Pinal County
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983	X	X	X	X
BB	Kraft Pulp Mills	X	X	X	X
CC	Glass Manufacturing Plants	X	X	X	X
DD	Grain Elevators	X	X	X	X
EE	Surface Coating of Metal Furniture	X	X	X	X
FF	(Reserved)				
GG	Stationary Gas Turbines	X	X	X	X
HH	Lime Manufacturing Plants	X	X	X	X
KK	Lead-Acid Battery Manufacturing Plants	X	X	X	X
LL	Metallic Mineral Processing Plants	X	X	X	X
MM	Automobile and Light Duty Trucks Surface Coating Operations	X	X	X	X
NN	Phosphate Rock Plants	X	X	X	X
PP	Ammonium Sulfate Manufacture	X	X	X	X
QQ	Graphic Arts Industry: Publication Rotogravure Printing	X	X	X	X
RR	Pressure Sensitive Tape and Label Surface Coating Operations	X	X	X	X
SS	Industrial Surface Coating: Large Appliances	X	X	X	X
TT	Metal Coil Surface Coating	X	X	X	X
UU	Asphalt Processing and Asphalt Roofing Manufacture	X	X	X	X
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry	X	X	X	X
VVa	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006	X			
WW	Beverage Can Surface Coating Industry	X	X	X	X
XX	Bulk Gasoline Terminals	X	X	X	X
AAA	New Residential Wool Heaters	X	X	X	X

	Subpart	Air Pollution Control Agency			
		Arizona DEQ	Maricopa County	Pima County	Pinal County
BBB	Rubber Tire Manufacturing Industry	X	X	X	X
CCC	(Reserved)				
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry	X	X	X	X
EEE	(Reserved)				
FFF	Flexible Vinyl and Urethane Coating and Printing	X	X	X	X
GGG	Equipment Leaks of VOC in Petroleum Refineries	X	X	X	X
GGGa	Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006	X			
HHH	Synthetic Fiber Production Facilities	X	X	X	X
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes	X	X	X	X
JJJ	Petroleum Dry Cleaners	X	X	X	X
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants	X	X	X	X
LLL	Onshore Natural Gas Processing: SO_2Emissions	X	X	X	X
MMM	(Reserved)				
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations	X	X	X	X
OOO	Nonmetallic Mineral Processing Plants	X	X	X	X
PPP	Wool Fiberglass Insulation Manufacturing Plants	X	X	X	X
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems	X	X	X	X
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes	X	X		
SSS	Magnetic Tape Coating Facilities	X	X	X	X
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines	X	X	X	X
UUU	Calciners and Dryers in Mineral Industries	X	X	X	

	Subpart	Air Pollution Control Agency			
		Arizona DEQ	Maricopa County	Pima County	Pinal County
VVV	Polymeric Coating of Supporting Substrates Facilities	X	X	X	X
WWW	Municipal Solid Waste Landfills	X	X	X	
AAAA	Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999 or for Which Modification or Reconstruction is Commended After June 6, 2001	X	X	X	
CCCC	Commercial and Industrial Solid Waste Incineration Units for Which Construction Is Commenced After November 30, 1999 or for Which Modification or Reconstruction Is Commenced on or After June 1, 2001	X	X	X	
EEEE	Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced on or After June 16, 2006	X	X		
IIII	Stationary Compression Ignition Internal Combustion Engines	X			
JJJJ	Stationary Spark Ignition Internal Combustion Engines				
KKKK	Stationary Combustion Turbines	X			
GGGG	(Reserved)				

(2) *California.* The following tables identify delegations for each of the local air pollution control agencies of California.

(i) Delegations for Amador County Air Pollution Control District, Antelope Valley Air Pollution Control District, Bay Area Air Quality Management District, and Butte County Air Pollution Control District are shown in the following table:

Delegation Status for New Source Performance Standards for Amador County APCD, Antelope Valley APCD, Bay Area AQMD, and Butte County AQMD

	Subpart	Air pollution control agency			
		Amador County APCD	Antelope Valley APCD	Bay Area AQMD	Butte County APCD
A	General Provisions				
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971			X	
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978			X	
Db	Industrial-Commercial-Institutional Steam Generating Units			X	
Dc	Small Industrial Steam Generating Units			X	
E	Incinerators			X	
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994			X	
Eb	Municipal Waste Combustors Constructed After September 20, 1994				
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996				
F	Portland Cement Plants			X	
G	Nitric Acid Plants			X	
H	Sulfuric Acid Plants			X	
I	Hot Mix Asphalt Facilities			X	
J	Petroleum Refineries			X	
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978			X	
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984			X	
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984			X	
L	Secondary Lead Smelters			X	

	Subpart	Air pollution control agency			
		Amador County APCD	Antelope Valley APCD	Bay Area AQMD	Butte County APCD
M	Secondary Brass and Bronze Production Plants			X	
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973			X	
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983			X	
O	Sewage Treatment Plants			X	
P	Primary Copper Smelters			X	
Q	Primary Zinc Smelters			X	
R	Primary Lead Smelters			X	
S	Primary Aluminum Reduction Plants			X	
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants				
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants			X	
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants			X	
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants			X	
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities			X	
Y	Coal Preparation Plants			X	
Z	Ferroalloy Production Facilities			X	
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983			X	
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983			X	
BB	Kraft pulp Mills			X	
CC	Glass Manufacturing Plants			X	
DD	Grain Elevators			X	
EE	Surface Coating of Metal Furniture			X	
FF	(Reserved)				

	Subpart	Air pollution control agency			
		Amador County APCD	Antelope Valley APCD	Bay Area AQMD	Butte County APCD
GG	Stationary Gas Turbines			X	
HH	Lime Manufacturing Plants			X	
KK	Lead-Acid Battery Manufacturing Plants			X	
LL	Metallic Mineral Processing Plants			X	
MM	Automobile and Light Duty Trucks Surface Coating Operations			X	
NN	Phosphate Rock Plants			X	
PP	Ammonium Sulfate Manufacture			X	
QQ	Graphic Arts Industry: Publication Rotogravure Printing			X	
RR	Pressure Sensitive Tape and Label Surface Coating Operations			X	
SS	Industrial Surface Coating: Large Appliances			X	
TT	Metal Coil Surface Coating			X	
UU	Asphalt Processing and Asphalt Roofing Manufacture			X	
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry			X	
WW	Beverage Can Surface Coating Industry			X	
XX	Bulk Gasoline Terminals				
AAA	New Residential Wool Heaters			X	
BBB	Rubber Tire Manufacturing Industry			X	
CCC	(Reserved)				
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry			X	
EEE	(Reserved)				
FFF	Flexible Vinyl and Urethane Coating and Printing			X	
GGG	Equipment Leaks of VOC in Petroleum Refineries			X	
HHH	Synthetic Fiber Production Facilities			X	
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes				

	Subpart	Air pollution control agency			
		Amador County APCD	**Antelope Valley APCD**	**Bay Area AQMD**	**Butte County APCD**
JJJ	Petroleum Dry Cleaners			X	
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants			X	
LLL	Onshore Natural Gas Processing: SO2 Emissions				
MMM	(Reserved)				
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations			X	
OOO	Nonmetallic Mineral Processing Plants			X	
PPP	Wool Fiberglass Insulation Manufacturing Plants			X	
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems				
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes				
SSS	Magnetic Tape Coating Facilities			X	
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines			X	
UUU	Calciners and Dryers in Mineral Industries			X	
VVV	Polymeric Coating of Supporting Substrates Facilities			X	
WWW	Municipal Solid Waste Landfills				

(ii) [Reserved]

(iii) Delegations for Glenn County Air Pollution Control District, Great Basin Unified Air Pollution Control District, Imperial County Air Pollution Control District, and Kern County Air Pollution Control District are shown in the following table:

Delegation Status for New Source Performance Standards for Glenn County APCD, Great Basin Unified APCD, Imperial County APCD, and Kern County APCD

	Subpart	Air pollution control agency			
		Glenn County APCD	Great Basin Unified APCD	Imperial County APCD	Kern County APCD
A	General Provisions		X		X
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971		X		X
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978		X		X
Db	Industrial-Commercial-Institutional Steam Generating Units		X		X
Dc	Small Industrial Steam Generating Units		X		X
E	Incinerators		X		X
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994		X		
Eb	Municipal Waste Combustors Constructed After September 20, 1994				
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996				
F	Portland Cement Plants		X		X
G	Nitric Acid Plants		X		X
H	Sulfuric Acid Plants		X		
I	Hot Mix Asphalt Facilities		X		X
J	Petroleum Refineries		X		X
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978		X		X
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984		X		X

	Subpart	Air pollution control agency			
		Glenn County APCD	Great Basin Unified APCD	Imperial County APCD	Kern County APCD
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984		X		X
L	Secondary Lead Smelters		X		X
M	Secondary Brass and Bronze Production Plants		X		X
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973		X		X
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983		X		X
O	Sewage Treatment Plants		X		X
P	Primary Copper Smelters		X		X
Q	Primary Zinc Smelters		X		X
R	Primary Lead Smelters		X		X
S	Primary Aluminum Reduction Plants		X		X
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants		X		X
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants		X		X
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants		X		X
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants		X		X
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities		X		X
Y	Coal Preparation Plants		X		X
Z	Ferroalloy Production Facilities		X		X
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983		X		X

	Subpart	Air pollution control agency			
		Glenn County APCD	Great Basin Unified APCD	Imperial County APCD	Kern County APCD
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983		X		X
BB	Kraft pulp Mills		X		X
CC	Glass Manufacturing Plants		X		X
DD	Grain Elevators		X		X
EE	Surface Coating of Metal Furniture		X		X
FF	(Reserved)				
GG	Stationary Gas Turbines		X		X
HH	Lime Manufacturing Plants		X		X
KK	Lead-Acid Battery Manufacturing Plants		X		X
LL	Metallic Mineral Processing Plants		X		X
MM	Automobile and Light Duty Trucks Surface Coating Operations		X		X
NN	Phosphate Rock Plants		X		X
PP	Ammonium Sulfate Manufacture		X		X
QQ	Graphic Arts Industry: Publication Rotogravure Printing		X		X
RR	Pressure Sensitive Tape and Label Surface Coating Operations		X		X
SS	Industrial Surface Coating: Large Appliances		X		X
TT	Metal Coil Surface Coating		X		X
UU	Asphalt Processing and Asphalt Roofing Manufacture		X		X
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry		X		X
WW	Beverage Can Surface Coating Industry		X		X
XX	Bulk Gasoline Terminals				
AAA	New Residential Wool Heaters		X		X
BBB	Rubber Tire Manufacturing Industry		X		X

	Subpart	Air pollution control agency			
		Glenn County APCD	Great Basin Unified APCD	Imperial County APCD	Kern County APCD
CCC	(Reserved)				
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry		X		X
EEE	(Reserved)				
FFF	Flexible Vinyl and Urethane Coating and Printing		X		X
GGG	Equipment Leaks of VOC in Petroleum Refineries		X		X
HHH	Synthetic Fiber Production Facilities		X		X
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes		X		X
JJJ	Petroleum Dry Cleaners		X		X
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants		X		X
LLL	Onshore Natural Gas Processing: SO2 Emissions				X
MMM	(Reserved)				
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations		X		X
OOO	Nonmetallic Mineral Processing Plants		X		X
PPP	Wool Fiberglass Insulation Manufacturing Plants		X		X
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems		X		X
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes				X
SSS	Magnetic Tape Coating Facilities		X		X
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines		X	X	

	Subpart	Air pollution control agency			
		Glenn County APCD	Great Basin Unified APCD	Imperial County APCD	Kern County APCD
UUU	Calciners and Dryers in Mineral Industries		X		X
VVV	Polymeric Coating of Supporting Substrates Facilities		X		X
WWW	Municipal Solid Waste Landfills				X

(iv) Delegations for Lake County Air Quality Management District, Lassen County Air Pollution Control District, Mariposa County Air Pollution Control District, and Mendocino County Air Pollution Control District are shown in the following table:

Delegation Status for New Source Performance Standards for Lake County Air Quality Management District, Lassen County Air Pollution Control District, Mariposa County Air Pollution Control District, and Mendocino County Air Pollution Control District

	Subpart	Air pollution control agency			
		Lake County AQMD	Lassen County APCD	Mariposa County AQMD	Mendocino County AQMD
A	General Provisions	X			X
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971	X			X
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978	X			X
Db	Industrial-Commercial-Institutional Steam Generating Units	X			
Dc	Small Industrial Steam Generating Units	X			X
E	Incinerators	X			X
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994	X			X
Eb	Municipal Waste Combustors Constructed After September 20, 1994				
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996				
F	Portland Cement Plants	X			X
G	Nitric Acid Plants	X			X
H	Sulfuric Acid Plants	X			X

	Subpart	Air pollution control agency			
		Lake County AQMD	Lassen County APCD	Mariposa County AQMD	Mendocino County AQMD
I	Hot Mix Asphalt Facilities	X			X
J	Petroleum Refineries	X			X
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978	X			X
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984	X			X
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984	X			X
L	Secondary Lead Smelters	X			X
M	Secondary Brass and Bronze Production Plants	X			X
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973	X			X
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983	X			X
O	Sewage Treatment Plants	X			X
P	Primary Copper Smelters	X			X
Q	Primary Zinc Smelters	X			X
R	Primary Lead Smelters	X			X
S	Primary Aluminum Reduction Plants	X			X
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	X			X
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants	X			X
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants	X			X
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants	X			X

	Subpart	Air pollution control agency			
		Lake County AQMD	Lassen County APCD	Mariposa County AQMD	Mendocino County AQMD
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	X			X
Y	Coal Preparation Plants	X			X
Z	Ferroalloy Production Facilities	X			X
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983	X			X
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983	X			X
BB	Kraft Pulp Mills	X			X
CC	Glass Manufacturing Plants	X			X
DD	Grain Elevators	X			X
EE	Surface Coating of Metal Furniture	X			X
FF	(Reserved)				
GG	Stationary Gas Turbines	X			X
HH	Lime Manufacturing Plants	X			X
KK	Lead-Acid Battery Manufacturing Plants	X			X
LL	Metallic Mineral Processing Plants	X			X
MM	Automobile and Light Duty Trucks Surface Coating Operations	X			X
NN	Phosphate Rock Plants	X			X
PP	Ammonium Sulfate Manufacture	X			X
QQ	Graphic Arts Industry: Publication Rotogravure Printing	X			X
RR	Pressure Sensitive Tape and Label Surface Coating Operations	X			X
SS	Industrial Surface Coating: Large Appliances	X			X
TT	Metal Coil Surface Coating	X			X
UU	Asphalt Processing and Asphalt Roofing Manufacture	X			X
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry	X			X
WW	Beverage Can Surface Coating Industry	X			X

	Subpart	Air pollution control agency			
		Lake County AQMD	Lassen County APCD	Mariposa County AQMD	Mendocino County AQMD
XX	Bulk Gasoline Terminals				
AAA	New Residential Wool Heaters	X			X
BBB	Rubber Tire Manufacturing Industry	X			X
CCC	(Reserved)				
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry	X			X
EEE	(Reserved)				
FFF	Flexible Vinyl and Urethane Coating and Printing	X			X
GGG	Equipment Leaks of VOC in Petroleum Refineries	X			X
HHH	Synthetic Fiber Production Facilities	X			X
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes	X			X
JJJ	Petroleum Dry Cleaners	X			X
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants	X			X
LLL	Onshore Natural Gas Processing: SO2 Emissions	X			X
MMM	(Reserved)				
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations	X			X
OOO	Nonmetallic Mineral Processing Plants	X			X
PPP	Wool Fiberglass Insulation Manufacturing Plants	X			X
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems	X			X
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes	X			
SSS	Magnetic Tape Coating Facilities	X			X
TTT	Industrial Surface Coating: Surface Coating				

	Subpart	Air pollution control agency			
		Lake County AQMD	Lassen County APCD	Mariposa County AQMD	Mendocino County AQMD
	of Plastic Parts for Business Machines				
UUU	Calciners and Dryers in Mineral Industries	X			X
VVV	Polymeric Coating of Supporting Substrates Facilities	X			X
WWW	Municipal Solid Waste Landfills	X			

(v) Delegations for Modoc County Air Pollution Control District, Mojave Desert Air Quality Management District, Monterey Bay Unified Air Pollution Control District, and North Coast Unified Air Pollution Control District are shown in the following table:

Delegation Status for New Source Performance Standards for Modoc County Air Pollution Control District, Mojave Desert Air Quality Management District, Monterey Bay Unified Air Pollution Control District, and North Coast Unified Air Pollution Control District

	Subpart	Air pollution control agency			
		Modoc County APCD	Mojave Desert AQMD	Monterey Bay Unified APCD	North Coast Unified AQMD
A	General Provisions	X		X	X
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971	X	X	X	X
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978	X		X	X
Db	Industrial-Commercial-Institutional Steam Generating Units	X		X	X
Dc	Small Industrial Steam Generating Units			X	
E	Incinerators	X	X	X	X
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994				
Eb	Municipal Waste Combustors Constructed After September 20, 1994				
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996				
F	Portland Cement Plants	X	X	X	X

	Subpart	Air pollution control agency			
		Modoc County APCD	Mojave Desert AQMD	Monterey Bay Unified APCD	North Coast Unified AQMD
G	Nitric Acid Plants	X	X	X	X
H	Sulfuric Acid Plants	X	X	X	X
I	Hot Mix Asphalt Facilities	X	X	X	X
J	Petroleum Refineries	X	X	X	X
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978	X	X	X	X
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984	X		X	X
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984	X		X	X
L	Secondary Lead Smelters	X	X	X	X
M	Secondary Brass and Bronze Production Plants	X	X	X	X
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973	X	X	X	X
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983	X		X	X
O	Sewage Treatment Plants	X	X	X	X
P	Primary Copper Smelters	X		X	X
Q	Primary Zinc Smelters	X		X	X
R	Primary Lead Smelters	X		X	X
S	Primary Aluminum Reduction Plants	X		X	X
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	X	X	X	X
U	Phosphate Fertilizer Industry:	X	X	X	X

	Subpart	Air pollution control agency			
		Modoc County APCD	Mojave Desert AQMD	Monterey Bay Unified APCD	North Coast Unified AQMD
	Superphosphoric Acid Plants				
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants	X	X	X	X
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants	X	X	X	X
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	X	X	X	X
Y	Coal Preparation Plants	X	X	X	X
Z	Ferroalloy Production Facilities	X		X	X
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983	X	X	X	X
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983	X		X	X
BB	Kraft pulp Mills	X		X	X
CC	Glass Manufacturing Plants	X		X	X
DD	Grain Elevators	X		X	X
EE	Surface Coating of Metal Furniture	X		X	X
FF	(Reserved)				
GG	Stationary Gas Turbines	X		X	X
HH	Lime Manufacturing Plants	X		X	X
KK	Lead-Acid Battery Manufacturing Plants	X		X	X
LL	Metallic Mineral Processing Plants	X		X	X
MM	Automobile and Light Duty Trucks Surface Coating Operations	X		X	X
NN	Phosphate Rock Plants	X		X	X
PP	Ammonium Sulfate Manufacture	X		X	X
QQ	Graphic Arts Industry: Publication Rotogravure Printing	X		X	X
RR	Pressure Sensitive Tape and Label Surface Coating Operations	X		X	X

	Subpart	Air pollution control agency			
		Modoc County APCD	Mojave Desert AQMD	Monterey Bay Unified APCD	North Coast Unified AQMD
SS	Industrial Surface Coating: Large Appliances	X		X	X
TT	Metal Coil Surface Coating	X		X	X
UU	Asphalt Processing and Asphalt Roofing Manufacture	X		X	X
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry	X		X	X
WW	Beverage Can Surface Coating Industry	X		X	X
XX	Bulk Gasoline Terminals				
AAA	New Residential Wool Heaters	X		X	X
BBB	Rubber Tire Manufacturing Industry	X		X	X
CCC	(Reserved)				
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer manufacturing Industry	X		X	
EEE	(Reserved)				
FFF	Flexible Vinyl and Urethane Coating and Printing	X		X	X
GGG	Equipment Leaks of VOC in Petroleum Refineries	X		X	X
HHH	Synthetic Fiber Production Facilities	X		X	X
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes				
JJJ	Petroleum Dry Cleaners	X		X	X
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants	X		X	X
LLL	Onshore Natural Gas Processing: SO2 Emissions	X		X	X
MMM	(Reserved)				
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations	X		X	

	Subpart	Air pollution control agency			
		Modoc County APCD	Mojave Desert AQMD	Monterey Bay Unified APCD	North Coast Unified AQMD
OOO	Nonmetallic Mineral Processing Plants	X		X	X
PPP	Wool Fiberglass Insulation Manufacturing Plants	X		X	X
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems	X		X	X
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes				
SSS	Magnetic Tape Coating Facilities	X		X	X
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines	X		X	X
UUU	Calciners and Dryers in Mineral Industries			X	
VVV	Polymeric Coating of Supporting Substrates Facilities			X	X
WWW	Municipal Solid Waste Landfills				

(vi) Delegations for Northern Sierra Air Quality Management District, Northern Sonoma County Air Pollution Control District, Placer County Air Pollution Control District, and Sacramento Metropolitan Air Quality Management District are shown in the following table:

Delegation Status for New Source Performance Standards for Northern Sierra Air Quality Management District, Northern Sonoma County Air Pollution Control District, Placer County Air Pollution Control District, and Sacramento Metropolitan Air Quality Management District

	Subpart	Air pollution control agency			
		Northern Sierra AQMD	Northern Sonoma County APCD	Placer County APCD	Sacramento Metropolitan AQMD
A	General Provisions		X		X
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971		X		X
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978		X		X
Db	Industrial-Commercial-Institutional Steam Generating Units				X

	Subpart	Air pollution control agency			
		Northern Sierra AQMD	Northern Sonoma County APCD	Placer County APCD	Sacramento Metropolitan AQMD
Dc	Small Industrial Steam Generating Units				X
E	Incinerators		X		X
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994				X
Eb	Municipal Waste Combustors Constructed After September 20, 1994				X
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996				X
F	Portland Cement Plants		X		X
G	Nitric Acid Plants		X		X
H	Sulfuric Acid Plants		X		X
I	Hot Mix Asphalt Facilities		X		X
J	Petroleum Refineries		X		X
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978		X		X
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984		X		X
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984				X
L	Secondary Lead Smelters		X		X
M	Secondary Brass and Bronze Production Plants		X		X
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973		X		X
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After				X

	Subpart	Air pollution control agency			
		Northern Sierra AQMD	Northern Sonoma County APCD	Placer County APCD	Sacramento Metropolitan AQMD
	January 20, 1983				
O	Sewage Treatment Plants		X		X
P	Primary Copper Smelters		X		X
Q	Primary Zinc Smelters		X		X
R	Primary Lead Smelters		X		X
S	Primary Aluminum Reduction Plants		X		X
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants		X		X
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants		X		X
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants		X		X
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants		X		X
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities		X		X
Y	Coal Preparation Plants		X		X
Z	Ferroalloy Production Facilities		X		X
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983		X		X
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983				X
BB	Kraft pulp Mills		X		X
CC	Glass Manufacturing Plants		X		X
DD	Grain Elevators		X		X
EE	Surface Coating of Metal Furniture				X
FF	(Reserved)				
GG	Stationary Gas Turbines		X		X
HH	Lime Manufacturing Plants		X		X
KK	Lead-Acid Battery Manufacturing Plants				X
LL	Metallic Mineral Processing Plants				X

	Subpart	Air pollution control agency			
		Northern Sierra AQMD	Northern Sonoma County APCD	Placer County APCD	Sacramento Metropolitan AQMD
MM	Automobile and Light Duty Trucks Surface Coating Operations		X		X
NN	Phosphate Rock Plants				X
PP	Ammonium Sulfate Manufacture		X		X
QQ	Graphic Arts Industry: Publication Rotogravure Printing				X
RR	Pressure Sensitive Tape and Label Surface Coating Operations				X
SS	Industrial Surface Coating: Large Appliances				X
TT	Metal Coil Surface Coating				X
UU	Asphalt Processing and Asphalt Roofing Manufacture				X
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry				X
WW	Beverage Can Surface Coating Industry				X
XX	Bulk Gasoline Terminals				
AAA	New Residential Wool Heaters				X
BBB	Rubber Tire Manufacturing Industry				X
CCC	(Reserved)				
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry				X
EEE	(Reserved)				
FFF	Flexible Vinyl and Urethane Coating and Printing				X
GGG	Equipment Leaks of VOC in Petroleum Refineries				X
HHH	Synthetic Fiber Production Facilities				X
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes				X
JJJ	Petroleum Dry Cleaners				X

	Subpart	Air pollution control agency			
		Northern Sierra AQMD	Northern Sonoma County APCD	Placer County APCD	Sacramento Metropolitan AQMD
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants				X
LLL	Onshore Natural Gas Processing: SO2 Emissions				X
MMM	(Reserved)				
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations				X
OOO	Nonmetallic Mineral Processing Plants				X
PPP	Wool Fiberglass Insulation Manufacturing Plants				X
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems				X
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes				X
SSS	Magnetic Tape Coating Facilities				X
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines				X
UUU	Calciners and Dryers in Mineral Industries				X
VVV	Polymeric Coating of Supporting Substrates Facilities				X
WWW	Municipal Solid Waste Landfills				X

(vii) Delegations for San Diego County Air Pollution Control District, San Joaquin Valley Unified Air Pollution Control District, San Luis Obispo County Air Pollution Control District, and Santa Barbara County Air Pollution Control District are shown in the following table:

Delegation Status for New Source Performance Standards for San Diego County Air Pollution Control District, San Joaquin Valley Unified Air Pollution Control District, San Luis Obispo County Air Pollution Control District, and Santa Barbara County Air Pollution Control District

		Air Pollution Control Agency			
	Subpart	**San Diego County APCD**	**San Joaquin Valley Unified APCD**	**San Luis Obispo County APCD**	**Santa Barbara County APCD**
A	General Provisions	X	X	X	X
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971	X	X	X	X
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978	X	X	X	X
Db	Industrial-Commercial-Institutional Steam Generating Units	X	X	X	X
Dc	Small Industrial Steam Generating Units	X	X	X	
E	Incinerators	X	X	X	X
Ea	Municipal Waste Combustors Constructed After December 20, 1989, and On or Before September 20, 1994	X	X	X	
Eb	Municipal Waste Combustors Constructed After September 20, 1994	X	X		
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996	X			
F	Portland Cement Plants	X	X	X	
G	Nitric Acid Plants	X	X	X	
H	Sulfuric Acid Plants	X	X	X	
I	Hot Mix Asphalt Facilities	X	X	X	X
J	Petroleum Refineries	X	X	X	X
Ja	Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007				
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973,	X	X	X	X

	Subpart	Air Pollution Control Agency			
		San Diego County APCD	San Joaquin Valley Unified APCD	San Luis Obispo County APCD	Santa Barbara County APCD
	and Prior to May 19, 1978				
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984	X	X	X	X
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984	X	X	X	X
L	Secondary Lead Smelters	X	X	X	X
M	Secondary Brass and Bronze Production Plants	X	X	X	X
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973	X	X	X	
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983	X	X	X	
O	Sewage Treatment Plants	X	X	X	X
P	Primary Copper Smelters	X	X	X	
Q	Primary Zinc Smelters	X	X	X	
R	Primary Lead Smelters	X	X	X	
S	Primary Aluminum Reduction Plants	X	X	X	
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	X	X	X	
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants	X	X	X	
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants	X	X	X	
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants	X	X	X	
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	X	X	X	

	Subpart	Air Pollution Control Agency			
		San Diego County APCD	San Joaquin Valley Unified APCD	San Luis Obispo County APCD	Santa Barbara County APCD
Y	Coal Preparation Plants	X	X	X	
Z	Ferroalloy Production Facilities	X	X	X	
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974, and On or Before August 17, 1983	X	X	X	
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983	X	X	X	
BB	Kraft pulp Mills	X	X	X	
CC	Glass Manufacturing Plants	X	X	X	X
DD	Grain Elevators	X	X	X	X
EE	Surface Coating of Metal Furniture	X	X	X	
FF	(Reserved)				
GG	Stationary Gas Turbines	X	X	X	X
HH	Lime Manufacturing Plants	X	X	X	
KK	Lead-Acid Battery Manufacturing Plants	X	X	X	
LL	Metallic Mineral Processing Plants	X	X	X	
MM	Automobile and Light Duty Trucks Surface Coating Operations	X	X	X	
NN	Phosphate Rock Plants	X	X	X	
PP	Ammonium Sulfate Manufacture	X	X	X	
QQ	Graphic Arts Industry: Publication Rotogravure Printing	X	X	X	
RR	Pressure Sensitive Tape and Label Surface Coating Operations	X	X	X	
SS	Industrial Surface Coating: Large Appliances	X	X	X	
TT	Metal Coil Surface Coating	X	X	X	
UU	Asphalt Processing and Asphalt Roofing Manufacture	X	X	X	
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry	X	X	X	

	Subpart	Air Pollution Control Agency			
		San Diego County APCD	San Joaquin Valley Unified APCD	San Luis Obispo County APCD	Santa Barbara County APCD
VVa	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006				
WW	Beverage Can Surface Coating Industry	X	X	X	
XX	Bulk Gasoline Terminals				
AAA	New Residential Wool Heaters	X	X	X	X
BBB	Rubber Tire Manufacturing Industry	X	X	X	
CCC	(Reserved)				
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry	X	X		
EEE	(Reserved)				
FFF	Flexible Vinyl and Urethane Coating and Printing	X	X	X	
GGG	Equipment Leaks of VOC in Petroleum Refineries	X	X	X	
GGGa	Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006				
HHH	Synthetic Fiber Production Facilities	X	X	X	
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes	X	X		
JJJ	Petroleum Dry Cleaners	X	X	X	
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants	X	X	X	
LLL	Onshore Natural Gas Processing: SO2 Emissions	X	X	X	
MMM	(Reserved)				
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical	X	X		

	Subpart	Air Pollution Control Agency			
		San Diego County APCD	San Joaquin Valley Unified APCD	San Luis Obispo County APCD	Santa Barbara County APCD
	Manufacturing Industry (SOCMI) Distillation Operations				
OOO	Nonmetallic Mineral Processing Plants	X	X	X	X
PPP	Wool Fiberglass Insulation Manufacturing Plants	X	X	X	
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems	X	X	X	
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes	X	X	X	
SSS	Magnetic Tape Coating Facilities	X	X	X	
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines	X	X	X	
UUU	Calciners and Dryers in Mineral Industries	X	X	X	X
VVV	Polymeric Coating of Supporting Substrates Facilities	X	X	X	X
WWW	Municipal Solid Waste Landfills	X	X	X	X
AAAA	Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999, or for Which Modification or Reconstruction is Commenced After June 6, 2001	X			
CCCC	Commercial and Industrial Solid Waste Incineration Units for Which Construction Is Commenced After November 30, 1999, or for Which Modification or Reconstruction Is Commenced on or After June 1, 2001	X			
EEEE	Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced on or After June 16, 2006	X			
GGGG	(Reserved)				
IIII	Stationary Compression Ignition Internal Combustion Engines				
JJJJ	Stationary Spark Ignition Internal Combustion				

	Subpart	Air Pollution Control Agency			
		San Diego County APCD	San Joaquin Valley Unified APCD	San Luis Obispo County APCD	Santa Barbara County APCD
	Engines				
KKKK	Stationary Combustion Turbines				

(viii) Delegations for Shasta County Air Quality Management District, Siskiyou County Air Pollution Control District, South Coast Air Quality Management District, and Tehama County Air Pollution Control District are shown in the following table:

Delegation Status for New Source Performance Standards for Shasta County Air Quality Management District, Siskiyou County Air Pollution Control District, South Coast Air Quality Management District, and Tehama County Air Pollution Control District

	Subpart	Air Pollution Control Agency			
		Shasta County AQMD	Siskiyou County APCD	South Coast AQMD	Tehama County APCD
A	General Provisions	X	X	X	
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971	X	X		
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978	X			
Db	Industrial-Commercial-Institutional Steam Generating Units	X			
Dc	Small Industrial Steam Generating Units	X			
E	Incinerators	X	X		
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994	X			
Eb	Municipal Waste Combustors Constructed After September 20, 1994	X			
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996	X			
F	Portland Cement Plants	X	X		
G	Nitric Acid Plants	X	X		
H	Sulfuric Acid Plants	X	X		
I	Hot Mix Asphalt Facilities	X	X		

	Subpart	Air Pollution Control Agency			
		Shasta County AQMD	Siskiyou County APCD	South Coast AQMD	Tehama County APCD
J	Petroleum Refineries	X	X		
Ja	Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007				
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978	X	X		
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984	X			
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984	X			
L	Secondary Lead Smelters	X	X		
M	Secondary Brass and Bronze Production Plants	X	X		
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973	X	X		
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983	X			
O	Sewage Treatment Plants	X	X		
P	Primary Copper Smelters	X	X		
Q	Primary Zinc Smelters	X	X		
R	Primary Lead Smelters	X	X		
S	Primary Aluminum Reduction Plants	X	X		
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	X	X		
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants	X	X		
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants	X	X		
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants	X	X		

	Subpart	Air Pollution Control Agency			
		Shasta County AQMD	Siskiyou County APCD	South Coast AQMD	Tehama County APCD
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	X	X		
Y	Coal Preparation Plants	X	X		
Z	Ferroalloy Production Facilities	X	X		
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983	X	X		
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983	X			
BB	Kraft pulp Mills	X	X		
CC	Glass Manufacturing Plants	X			
DD	Grain Elevators	X	X		
EE	Surface Coating of Metal Furniture	X			
FF	(Reserved)				
GG	Stationary Gas Turbines	X			
HH	Lime Manufacturing Plants	X	X		
KK	Lead-Acid Battery Manufacturing Plants	X			
LL	Metallic Mineral Processing Plants	X			
MM	Automobile and Light Duty Trucks Surface Coating Operations	X			
NN	Phosphate Rock Plants	X			
PP	Ammonium Sulfate Manufacture	X			
QQ	Graphic Arts Industry: Publication Rotogravure Printing	X			
RR	Pressure Sensitive Tape and Label Surface Coating Operations	X			
SS	Industrial Surface Coating: Large Appliances	X			
TT	Metal Coil Surface Coating	X			
UU	Asphalt Processing and Asphalt Roofing Manufacture	X			
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry	X			
VVa	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for				

	Subpart	Air Pollution Control Agency			
		Shasta County AQMD	Siskiyou County APCD	South Coast AQMD	Tehama County APCD
	Which Construction, Reconstruction, or Modification Commenced After November 7, 2006				
WW	Beverage Can Surface Coating Industry	X			
XX	Bulk Gasoline Terminals				
AAA	New Residential Wool Heaters	X	X		
BBB	Rubber Tire Manufacturing Industry	X	X		
CCC	(Reserved)				
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry	X			
EEE	(Reserved)				
FFF	Flexible Vinyl and Urethane Coating and Printing	X			
GGG	Equipment Leaks of VOC in Petroleum Refineries	X			
GGGa	Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006				
HHH	Synthetic Fiber Production Facilities	X			
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes	X			
JJJ	Petroleum Dry Cleaners	X			
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants	X			
LLL	Onshore Natural Gas Processing: SO_2Emissions	X			
MMM	(Reserved)				
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations	X			
OOO	Nonmetallic Mineral Processing Plants	X			
PPP	Wool Fiberglass Insulation Manufacturing Plants	X			
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems	X	X		
RRR	Volatile Organic Compound Emissions from	X			

	Subpart	Air Pollution Control Agency			
		Shasta County AQMD	**Siskiyou County APCD**	**South Coast AQMD**	**Tehama County APCD**
	Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes				
SSS	Magnetic Tape Coating Facilities	X	X		
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines	X	X		
UUU	Calciners and Dryers in Mineral Industries	X			
VVV	Polymeric Coating of Supporting Substrates Facilities	X			
WWW	Municipal Solid Waste Landfills	X			
AAAA	Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999 or for Which Modification or Reconstruction is Commended After June 6, 2001	X	X	X	
CCCC	Commercial and Industrial Solid Waste Incineration Units for Which Construction Is Commenced After November 30, 1999 or for Which Modification or Reconstruction Is Commenced on or After June 1, 2001	X			
EEEE	Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced on or After June 16, 2006	X			
GGGG	(Reserved)				
IIII	Stationary Compression Ignition Internal Combustion Engines	X			
JJJJ	Stationary Spark Ignition Internal Combustion Engines				
KKKK	Stationary Combustion Turbines	X			

(ix) Delegations for Tuolumne County Air Pollution Control District, Ventura County Air Pollution Control District, and Yolo-Solano Air Quality Management District are shown in the following table:

Delegation Status for New Source Performance Standards for Tuolumne County Air Pollution Control District, Ventura County Air Pollution Control District, and Yolo-Solano Air Quality Management District

	Subpart	Air Pollution Control Agency		
		Tuolumne County APCD	Ventura County APCD	Yolo-Solano AQMD
A	General Provisions	X	X	
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971	X	X	
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978	X		
Db	Industrial-Commercial-Institutional Steam Generating Units	X	X	
Dc	Small Industrial Steam Generating Units	X		
E	Incinerators	X		
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994	X		
Eb	Municipal Waste Combustors Constructed After September 20, 1994	X		
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996	X		
F	Portland Cement Plants	X		
G	Nitric Acid Plants	X		
H	Sulfuric Acid Plants	X		
I	Hot Mix Asphalt Facilities	X	X	
J	Petroleum Refineries	X	X	
Ja	Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007			
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978	X	X	
Ka	Storage Vessels for Petroleum Liquids for Which	X		

	Subpart	Air Pollution Control Agency		
		Tuolumne County APCD	Ventura County APCD	Yolo-Solano AQMD
	Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984			
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984	X		
L	Secondary Lead Smelters	X		
M	Secondary Brass and Bronze Production Plants	X		
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973	X		
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983	X		
O	Sewage Treatment Plants	X		
P	Primary Copper Smelters	X		
Q	Primary Zinc Smelters	X		
R	Primary Lead Smelters	X		
S	Primary Aluminum Reduction Plants	X		
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	X		
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants	X		
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants	X		
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants	X		
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	X		
Y	Coal Preparation Plants	X		
Z	Ferroalloy Production Facilities	X		
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983	X	X	
AAa	Steel Plants: Electric Arc Furnaces and Argon-	X		

	Subpart	Air Pollution Control Agency		
		Tuolumne County APCD	Ventura County APCD	Yolo-Solano AQMD
	Oxygen Decarburization Vessels Constructed After August 7, 1983			
BB	Kraft pulp Mills	X		
CC	Glass Manufacturing Plants	X		
DD	Grain Elevators	X		
EE	Surface Coating of Metal Furniture	X		
FF	(Reserved)			
GG	Stationary Gas Turbines	X		
HH	Lime Manufacturing Plants	X		
KK	Lead-Acid Battery Manufacturing Plants	X		
LL	Metallic Mineral Processing Plants	X		
MM	Automobile and Light Duty Trucks Surface Coating Operations	X		
NN	Phosphate Rock Plants	X		
PP	Ammonium Sulfate Manufacture	X		
QQ	Graphic Arts Industry: Publication Rotogravure Printing	X		
RR	Pressure Sensitive Tape and Label Surface Coating Operations	X		
SS	Industrial Surface Coating: Large Appliances	X		
TT	Metal Coil Surface Coating	X		
UU	Asphalt Processing and Asphalt Roofing Manufacture	X		
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry	X		
VVa	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006			
WW	Beverage Can Surface Coating Industry	X		
XX	Bulk Gasoline Terminals			
AAA	New Residential Wood Heaters	X		

	Subpart	Air Pollution Control Agency		
		Tuolumne County APCD	Ventura County APCD	Yolo-Solano AQMD
BBB	Rubber Tire Manufacturing Industry	X		
CCC	(Reserved)			
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry	X		
EEE	(Reserved)			
FFF	Flexible Vinyl and Urethane Coating and Printing	X		
GGG	Equipment Leaks of VOC in Petroleum Refineries	X		
GGGa	Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006			
HHH	Synthetic Fiber Production Facilities	X		
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes	X		
JJJ	Petroleum Dry Cleaners	X		
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants	X		
LLL	Onshore Natural Gas Processing: SO2 Emissions	X		
MMM	(Reserved)			
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations	X		
OOO	Nonmetallic Mineral Processing Plants	X	X	
PPP	Wool Fiberglass Insulation Manufacturing Plants	X		
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems	X		
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes	X		
SSS	Magnetic Tape Coating Facilities	X		
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines	X		
UUU	Calciners and Dryers in Mineral Industries	X		

	Subpart	Air Pollution Control Agency		
		Tuolumne County APCD	Ventura County APCD	Yolo-Solano AQMD
VVV	Polymeric Coating of Supporting Substrates Facilities	X		
WWW	Municipal Solid Waste Landfills	X	X	
AAAA	Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999 or for Which Modification or Reconstruction is Commenced After June 6, 2001	X		
CCCC	Commercial and Industrial Solid Waste Incineration Units for Which Construction Is Commenced After November 30, 1999 or for Which Modification or Reconstruction Is Commenced on or After June 1, 2001	X		
EEEE	Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced on or After June 16, 2006			
GGGG	(Reserved)			
IIII	Stationary Compression Ignition Internal Combustion Engines			
JJJJ	Stationary Spark Ignition Internal Combustion Engines			
KKKK	Stationary Combustion Turbines			

(3) *Hawaii.* The following table identifies delegations for Hawaii:

Delegation Status for New Source Performance Standards for Hawaii:

Delegation Status for New Source Performance Standards for Hawaii

	Subpart	Hawaii
A	General Provisions	X
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971	X
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978	X
Db	Industrial-Commercial-Institutional Steam Generating Units	X
Dc	Small Industrial Steam Generating Units	X
E	Incinerators	X
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994	X

	Subpart	Hawaii
Eb	Municipal Waste Combustors Constructed After September 20, 1994	X
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996	X
F	Portland Cement Plants	X
G	Nitric Acid Plants	
H	Sulfuric Acid Plants	
I	Hot Mix Asphalt Facilities	X
J	Petroleum Refineries	X
Ja	Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007	
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978	X
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984	X
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984	X
L	Secondary Lead Smelters	
M	Secondary Brass and Bronze Production Plants	
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973	
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983	
O	Sewage Treatment Plants	X
P	Primary Copper Smelters	
Q	Primary Zinc Smelters	
R	Primary Lead Smelters	
S	Primary Aluminum Reduction Plants	
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants	
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants	
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants	
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	
Y	Coal Preparation Plants	X
Z	Ferroalloy Production Facilities	
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or	X

	Subpart	Hawaii
	Before August 17, 1983	
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983	X
BB	Kraft pulp Mills	
CC	Glass Manufacturing Plants	
DD	Grain Elevators	
EE	Surface Coating of Metal Furniture	
FF	(Reserved)	
GG	Stationary Gas Turbines	X
HH	Lime Manufacturing Plants	
KK	Lead-Acid Battery Manufacturing Plants	
LL	Metallic Mineral Processing Plants	
MM	Automobile and Light Duty Trucks Surface Coating Operations	
NN	Phosphate Rock Plants	
PP	Ammonium Sulfate Manufacture	
QQ	Graphic Arts Industry: Publication Rotogravure Printing	
RR	Pressure Sensitive Tape and Label Surface Coating Operations	
SS	Industrial Surface Coating: Large Appliances	
TT	Metal Coil Surface Coating	
UU	Asphalt Processing and Asphalt Roofing Manufacture	
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry	X
VVa	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006	
WW	Beverage Can Surface Coating Industry	X
XX	Bulk Gasoline Terminals	X
AAA	New Residential Wool Heaters	
BBB	Rubber Tire Manufacturing Industry	
CCC	(Reserved)	
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry	
EEE	(Reserved)	
FFF	Flexible Vinyl and Urethane Coating and Printing	
GGG	Equipment Leaks of VOC in Petroleum Refineries	X

	Subpart	Hawaii
GGGa	Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006	
HHH	Synthetic Fiber Production Facilities	
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes	
JJJ	Petroleum Dry Cleaners	X
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants	
LLL	Onshore Natural Gas Processing: SO2 Emissions	
MMM	(Reserved)	
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations	X
OOO	Nonmetallic Mineral Processing Plants	X
PPP	Wool Fiberglass Insulation Manufacturing Plants	
QQQ	VOC Emissions From Petroleum Refinery Wastewater	X
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes	
SSS	Magnetic Tape Coating Facilities	
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines	
UUU	Calciners and Dryers in Mineral Industries	X
VVV	Polymeric Coating of Supporting Substrates Facilities	X
WWW	Municipal Solid Waste Landfills	X
AAAA	Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999 or for Which Modification or Reconstruction is Commenced After June 6, 2001	X
CCCC	Commercial and Industrial Solid Waste Incineration Units for Which Construction Is Commenced After November 30, 1999 or for Which Modification or Reconstruction Is Commenced on or After June 1, 2001	X
EEEE	Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced on or After June 16, 2006	
GGGG	(Reserved)	
IIII	Stationary Compression Ignition Internal Combustion Engines	
JJJJ	Stationary Spark Ignition Internal Combustion Engines	
KKKK	Stationary Combustion Turbines	

(4) *Nevada.* The following table identifies delegations for Nevada:

Delegation Status for New Source Performance Standards for Nevada

	Subpart	Air Pollution Control Agency		
		Nevada DEP	Clark County	Washoe County
A	General Provisions	X	X	X
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971	X	X	X
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978	X		
Db	Industrial-Commercial-Institutional Steam Generating Units	X		
Dc	Small Industrial Steam Generating Units	X		
E	Incinerators	X	X	X
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994	X		
Eb	Municipal Waste Combustors Constructed After September 20, 1994	X		
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996	X		
F	Portland Cement Plants	X	X	X
G	Nitric Acid Plants	X	X	
H	Sulfuric Acid Plants	X	X	
I	Hot Mix Asphalt Facilities	X	X	X
J	Petroleum Refineries	X	X	
Ja	Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007			
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978	X	X	X
Ka	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984	X	X	X
Kb	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984	X		
L	Secondary Lead Smelters	X	X	X

	Subpart	Air Pollution Control Agency		
		Nevada DEP	Clark County	Washoe County
M	Secondary Brass and Bronze Production Plants	X	X	
N	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973	X	X	
Na	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983	X		
O	Sewage Treatment Plants	X	X	X
P	Primary Copper Smelters	X	X	X
Q	Primary Zinc Smelters	X	X	X
R	Primary Lead Smelters	X	X	X
S	Primary Aluminum Reduction Plants	X	X	
T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants	X	X	
U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants	X	X	
V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants	X	X	
W	Phosphate Fertilizer Industry: Triple Superphosphate Plants	X	X	
X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	X	X	
Y	Coal Preparation Plants	X	X	X
Z	Ferroalloy Production Facilities	X	X	
AA	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983	X	X	
AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983	X		
BB	Kraft pulp Mills	X	X	
CC	Glass Manufacturing Plants	X	X	
DD	Grain Elevators	X	X	X
EE	Surface Coating of Metal Furniture	X	X	X
FF	(Reserved)			
GG	Stationary Gas Turbines	X	X	X

	Subpart	Air Pollution Control Agency		
		Nevada DEP	Clark County	Washoe County
HH	Lime Manufacturing Plants	X	X	X
KK	Lead-Acid Battery Manufacturing Plants	X	X	X
LL	Metallic Mineral Processing Plants	X	X	X
MM	Automobile and Light Duty Trucks Surface Coating Operations	X	X	X
NN	Phosphate Rock Plants	X	X	X
PP	Ammonium Sulfate Manufacture	X	X	
QQ	Graphic Arts Industry: Publication Rotogravure Printing	X	X	X
RR	Pressure Sensitive Tape and Label Surface Coating Operations	X	X	
SS	Industrial Surface Coating: Large Appliances	X	X	X
TT	Metal Coil Surface Coating	X	X	X
UU	Asphalt Processing and Asphalt Roofing Manufacture	X	X	X
VV	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry	X	X	X
VVa	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006			
WW	Beverage Can Surface Coating Industry	X	X	
XX	Bulk Gasoline Terminals	X	X	
AAA	New Residential Wool Heaters			
BBB	Rubber Tire Manufacturing Industry	X		
CCC	(Reserved)			
DDD	Volatile Organic Compounds (VOC) Emissions from the Polymer Manufacturing Industry	X		
EEE	(Reserved)			
FFF	Flexible Vinyl and Urethane Coating and Printing	X	X	
GGG	Equipment Leaks of VOC in Petroleum Refineries	X	X	
GGGa	Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006			

	Subpart	Air Pollution Control Agency		
		Nevada DEP	Clark County	Washoe County
HHH	Synthetic Fiber Production Facilities	X	X	
III	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes	X		
JJJ	Petroleum Dry Cleaners	X	X	X
KKK	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants	X		
LLL	Onshore Natural Gas Processing: SO2 Emissions	X		
MMM	(Reserved)			
NNN	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations	X		
OOO	Nonmetallic Mineral Processing Plants	X	X	
PPP	Wool Fiberglass Insulation Manufacturing Plants	X	X	
QQQ	VOC Emissions From Petroleum Refinery Wastewater Systems	X		
RRR	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes	X		
SSS	Magnetic Tape Coating Facilities	X		
TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines	X		
UUU	Calciners and Dryers in Mineral Industries	X		
VVV	Polymeric Coating of Supporting Substrates Facilities	X		
WWW	Municipal Solid Waste Landfills	X		
AAAA	Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999 or for Which Modification or Reconstruction is Commended After June 6, 2001	X		
CCCC	Commercial and Industrial Solid Waste Incineration Units for Which Construction Is Commenced After November 30, 1999 or for Which Modification or Reconstruction Is Commenced on or After June 1, 2001	X		
EEEE	Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which	X		

	Subpart	Air Pollution Control Agency		
		Nevada DEP	Clark County	Washoe County
	Modification or Reconstruction is Commenced on or After June 16, 2006			
GGGG	(Reserved)			
IIII	Stationary Compression Ignition Internal Combustion Engines	X		
JJJJ	Stationary Spark Ignition Internal Combustion Engines	X		
KKKK	Stationary Combustion Turbines	X		

(5) *Guam.* The following table identifies delegations as of June 15, 2001:

Delegation Status for New Source Performance Standards for Guam

	Subpart	Guam
A	General Provisions	X
D	Fossil-Fuel Fired Steam Generators Constructed After August 17, 1971	X
Da	Electric Utility Steam Generating Units Constructed After September 18, 1978	
Db	Industrial-Commercial-Institutional Steam Generating Units	
Dc	Small Industrial Steam Generating Units	
E	Incinerators	
Ea	Municipal Waste Combustors Constructed After December 20, 1989 and On or Before September 20, 1994	
Eb	Municipal Waste Combustors Constructed After September 20, 1994	
Ec	Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996	
F	Portland Cement Plants	X
G	Nitric Acid Plants	
H	Sulfuric Acid Plants	
I	Hot Mix Asphalt Facilities	X
J	Petroleum Refineries	X
K	Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978	X

(e) The following lists the specific part 60 standards that have been delegated unchanged to the air pollution control agencies in Region 6.

(1) *New Mexico.* The New Mexico Environment Department has been delegated all part 60 standards promulgated by EPA, except subpart AAA—Standards of Performance for New Residential Wood Heaters, as amended in theFederal Registerthrough September 1, 2002.

(2) *Louisiana* . The Louisiana Department of Environmental Quality has been delegated all part 60 standards promulgated by EPA, except subpart AAA—Standards of Performance for New Residential Wood Heaters, as amended in theFederal Registerthrough July 1, 2002.

(3) *Albuquerque-Bernalillo County Air Quality Control Board.* The Albuquerque-Bernalillo County Air Quality Control Board has been delegated all part 60 standards promulgated by EPA, except Subpart AAA—Standards of Performance for New Residential Wood Heaters; Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills; Subpart Cc—Emissions Guidelines and Compliance Times for Municipal Solid Waste Landfills, as amended in theFederal Registerthrough July 1, 2004.

[40 FR 18169, Apr. 25, 1975]

Editorial Note: ForFederal Registercitations affecting §60.4 see the List of CFR Sections Affected which appears in the Finding Aids section of the printed volume and on GPO Access.

§ 60.5 Determination of construction or modification.

(a) When requested to do so by an owner or operator, the Administrator will make a determination of whether action taken or intended to be taken by such owner or operator constitutes construction (including reconstruction) or modification or the commencement thereof within the meaning of this part.

(b) The Administrator will respond to any request for a determination under paragraph (a) of this section within 30 days of receipt of such request.

[40 FR 58418, Dec. 16, 1975]

§ 60.6 Review of plans.

(a) When requested to do so by an owner or operator, the Administrator will review plans for construction or modification for the purpose of providing technical advice to the owner or operator.

(b)(1) A separate request shall be submitted for each construction or modification project.

(2) Each request shall identify the location of such project, and be accompanied by technical information describing the proposed nature, size, design, and method of operation of each affected facility involved in such project, including information on any equipment to be used for measurement or control of emissions.

(c) Neither a request for plans review nor advice furnished by the Administrator in response to such request shall (1) relieve an owner or operator of legal responsibility for compliance with any provision of this part or of any applicable State or local requirement, or (2) prevent the Administrator from implementing or enforcing any provision of this part or taking any other action authorized by the Act.

[36 FR 24877, Dec. 23, 1971, as amended at 39 FR 9314, Mar. 8, 1974]

§ 60.7 Notification and record keeping.

(a) Any owner or operator subject to the provisions of this part shall furnish the Administrator written notification or, if acceptable to both the Administrator and the owner or operator of a source, electronic notification, as follows:

(1) A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. This requirement shall not apply in the case of mass-produced facilities which are purchased in completed form.

(2) [Reserved]

(3) A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.

(4) A notification of any physical or operational change to an existing facility which may increase the emission rate of any air pollutant to which a standard applies, unless that change is specifically exempted under an applicable subpart or in §60.14(e). This notice shall be postmarked 60 days or as soon as practicable before the change is commenced and shall include information describing the precise nature of the change, present and proposed emission control systems, productive capacity of the facility before and after the change, and the expected completion date of the change. The Administrator may request additional relevant information subsequent to this notice.

(5) A notification of the date upon which demonstration of the continuous monitoring system performance commences in accordance with §60.13(c). Notification shall be postmarked not less than 30 days prior to such date.

(6) A notification of the anticipated date for conducting the opacity observations required by §60.11(e)(1) of this part. The notification shall also include, if appropriate, a request for the Administrator to provide a visible emissions reader during a performance test. The notification shall be postmarked not less than 30 days prior to such date.

(7) A notification that continuous opacity monitoring system data results will be used to determine compliance with the applicable opacity standard during a performance test required by §60.8 in lieu of Method 9 observation data as allowed by §60.11(e)(5) of this part. This notification shall be postmarked not less than 30 days prior to the date of the performance test.

(b) Any owner or operator subject to the provisions of this part shall maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility; any malfunction of the air pollution control equipment; or any periods during which a continuous monitoring system or monitoring device is inoperative.

(c) Each owner or operator required to install a continuous monitoring device shall submit excess emissions and monitoring systems performance report (excess emissions are defined in applicable subparts) and-or summary report form (see paragraph (d) of this section) to the Administrator semiannually, except when: more frequent reporting is specifically required by an applicable subpart; or the Administrator, on a case-by-case basis, determines that more frequent reporting is necessary to accurately assess the compliance status of the source. All reports shall be postmarked by the 30th day following the end of each six-month period. Written reports of excess emissions shall include the following information:

(1) The magnitude of excess emissions computed in accordance with §60.13(h), any conversion factor(s) used, and the date and time of commencement and completion of each time period of excess emissions. The process operating time during the reporting period.

(2) Specific identification of each period of excess emissions that occurs during startups, shutdowns, and malfunctions of the affected facility. The nature and cause of any malfunction (if known), the corrective action taken or preventative measures adopted.

(3) The date and time identifying each period during which the continuous monitoring system was inoperative except for zero and span checks and the nature of the system repairs or adjustments.

(4) When no excess emissions have occurred or the continuous monitoring system(s) have not been inoperative, repaired, or adjusted, such information shall be stated in the report.

(d) The summary report form shall contain the information and be in the format shown in figure 1 unless otherwise specified by the Administrator. One summary report form shall be submitted for each pollutant monitored at each affected facility.

(1) If the total duration of excess emissions for the reporting period is less than 1 percent of the total operating time for the reporting period and CMS downtime for the reporting period is less than 5 percent of the total operating time for the reporting period, only the summary report form shall be submitted and the excess emission report described in §60.7(c) need not be submitted unless requested by the Administrator.

(2) If the total duration of excess emissions for the reporting period is 1 percent or greater of the total operating time for the reporting period or the total CMS downtime for the reporting period is 5 percent or greater of the total operating time for the reporting period, the summary report form and the excess emission report described in §60.7(c) shall both be submitted.

Figure 1—Summary Report—Gaseous and Opacity Excess Emission and Monitoring System Performance

Pollutant (Circle One—SO_2/NO_X/TRS/H_2S/CO/Opacity)

Reporting period dates: From _____ to _____

Company:

Emission Limitation_____

Address:

Monitor Manufacturer and Model No._____
Date of Latest CMS Certification or Audit_____

Process Unit(s) Description:

Total source operating time in reporting period[1] _____

Emission data summary[1]		CMS performance summary[1]	
1. Duration of excess emissions in reporting period due to:		1. CMS downtime in reporting period due to:	
a. Startup/shutdown		a. Monitor equipment malfunctions	
b. Control equipment problems		b. Non-Monitor equipment malfunctions	
c. Process problems		c. Quality assurance calibration	
d. Other known causes		d. Other known causes	
e. Unknown causes		e. Unknown causes	
2. Total duration of excess emission		2. Total CMS Downtime	
3. Total duration of excess emissions × (100) [Total source operating time]	%[2]	3. [Total CMS Downtime] × (100) [Total source operating time]	%[2]

[1]For opacity, record all times in minutes. For gases, record all times in hours.

[2]For the reporting period: If the total duration of excess emissions is 1 percent or greater of the total operating time or the total CMS downtime is 5 percent or greater of the total operating time, both the summary report form and the excess emission report described in §60.7(c) shall be submitted.

On a separate page, describe any changes since last quarter in CMS, process or controls. I certify that the information contained in this report is true, accurate, and complete.

_____

Name

_____

Signature

_____

Title

_____

Date

(e)(1) Notwithstanding the frequency of reporting requirements specified in paragraph (c) of this section, an owner or operator who is required by an applicable subpart to submit excess emissions and monitoring systems performance reports (and summary reports) on a quarterly (or more frequent) basis may reduce the frequency of reporting for that standard to semiannual if the following conditions are met:

(i) For 1 full year (e.g., 4 quarterly or 12 monthly reporting periods) the affected facility's excess emissions and monitoring systems reports submitted to comply with a standard under this part continually demonstrate that the facility is in compliance with the applicable standard;

(ii) The owner or operator continues to comply with all recordkeeping and monitoring requirements specified in this subpart and the applicable standard; and

(iii) The Administrator does not object to a reduced frequency of reporting for the affected facility, as provided in paragraph (e)(2) of this section.

(2) The frequency of reporting of excess emissions and monitoring systems performance (and summary) reports may be reduced only after the owner or operator notifies the Administrator in writing of his or her intention to make such a change and the Administrator does not object to the intended change. In deciding whether to approve a reduced frequency of reporting, the Administrator may review information concerning the source's entire previous performance history during the required recordkeeping period prior to the intended change, including performance test results, monitoring data, and evaluations of an owner or operator's conformance with operation and maintenance requirements. Such information may be used by the Administrator to make a judgment about the source's potential for noncompliance in the future. If the Administrator disapproves the owner or operator's request to reduce the frequency of reporting, the Administrator will notify the owner or operator in writing within 45 days after receiving notice of the owner or operator's intention. The notification from the Administrator to the owner or operator will specify the grounds on which the disapproval is based. In the absence of a notice of disapproval within 45 days, approval is automatically granted.

(3) As soon as monitoring data indicate that the affected facility is not in compliance with any emission limitation or operating parameter specified in the applicable standard, the frequency of reporting shall revert to the frequency specified in the applicable standard, and the owner or operator shall submit an excess emissions and monitoring systems performance report (and summary report, if required) at the next appropriate reporting period following the noncomplying event. After demonstrating compliance with the applicable standard for another full year, the owner or operator may again request approval from the Administrator to reduce the frequency of reporting for that standard as provided for in paragraphs (e)(1) and (e)(2) of this section.

(f) Any owner or operator subject to the provisions of this part shall maintain a file of all measurements, including continuous monitoring system, monitoring device, and performance testing measurements; all continuous monitoring system performance evaluations; all continuous monitoring system or monitoring device calibration checks; adjustments and maintenance performed on these systems or devices; and all other information required by this part recorded in a permanent form suitable for inspection. The file shall be retained for at least two years following the date of such measurements, maintenance, reports, and records, except as follows:

(1) This paragraph applies to owners or operators required to install a continuous emissions monitoring system (CEMS) where the CEMS installed is automated, and where the calculated data averages do not exclude periods of CEMS breakdown or malfunction. An automated CEMS records and reduces the measured data to the form of the pollutant emission standard through the use of a computerized data acquisition system. In lieu of maintaining a file of all CEMS subhourly measurements as required under paragraph (f) of this section, the owner or operator shall retain the most recent consecutive three averaging periods of subhourly measurements and a file that contains a hard copy of the data acquisition system algorithm used to reduce the measured data into the reportable form of the standard.

(2) This paragraph applies to owners or operators required to install a CEMS where the measured data is manually reduced to obtain the reportable form of the standard, and where the

calculated data averages do not exclude periods of CEMS breakdown or malfunction. In lieu of maintaining a file of all CEMS subhourly measurements as required under paragraph (f) of this section, the owner or operator shall retain all subhourly measurements for the most recent reporting period. The subhourly measurements shall be retained for 120 days from the date of the most recent summary or excess emission report submitted to the Administrator.

(3) The Administrator or delegated authority, upon notification to the source, may require the owner or operator to maintain all measurements as required by paragraph (f) of this section, if the Administrator or the delegated authority determines these records are required to more accurately assess the compliance status of the affected source.

(g) If notification substantially similar to that in paragraph (a) of this section is required by any other State or local agency, sending the Administrator a copy of that notification will satisfy the requirements of paragraph (a) of this section.

(h) Individual subparts of this part may include specific provisions which clarify or make inapplicable the provisions set forth in this section.

[36 FR 24877, Dec. 28, 1971, as amended at 40 FR 46254, Oct. 6, 1975; 40 FR 58418, Dec. 16, 1975; 45 FR 5617, Jan. 23, 1980; 48 FR 48335, Oct. 18, 1983; 50 FR 53113, Dec. 27, 1985; 52 FR 9781, Mar. 26, 1987; 55 FR 51382, Dec. 13, 1990; 59 FR 12428, Mar. 16, 1994; 59 FR 47265, Sep. 15, 1994; 64 FR 7463, Feb. 12, 1999]

§ 60.8 Performance tests.

(a) Except as specified in paragraphs (a)(1),(a)(2), (a)(3), and (a)(4) of this section, within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, and at such other times as may be required by the Administrator under section 114 of the Act, the owner or operator of such facility shall conduct performance test(s) and furnish the Administrator a written report of the results of such performance test(s).

(1) If a force majeure is about to occur, occurs, or has occurred for which the affected owner or operator intends to assert a claim of force majeure, the owner or operator shall notify the Administrator, in writing as soon as practicable following the date the owner or operator first knew, or through due diligence should have known that the event may cause or caused a delay in testing beyond the regulatory deadline, but the notification must occur before the performance test deadline unless the initial force majeure or a subsequent force majeure event delays the notice, and in such cases, the notification shall occur as soon as practicable.

(2) The owner or operator shall provide to the Administrator a written description of the force majeure event and a rationale for attributing the delay in testing beyond the regulatory deadline to the force majeure; describe the measures taken or to be taken to minimize the delay; and identify a date by which the owner or operator proposes to conduct the performance test. The performance test shall be conducted as soon as practicable after the force majeure occurs.

(3) The decision as to whether or not to grant an extension to the performance test deadline is solely within the discretion of the Administrator. The Administrator will notify the owner or operator in writing of approval or disapproval of the request for an extension as soon as practicable.

(4) Until an extension of the performance test deadline has been approved by the Administrator under paragraphs (a)(1), (2), and (3) of this section, the owner or operator of the affected facility remains strictly subject to the requirements of this part.

(b) Performance tests shall be conducted and data reduced in accordance with the test methods and procedures contained in each applicable subpart unless the Administrator (1) specifies or approves, in specific cases, the use of a reference method with minor changes in methodology, (2) approves the use of an equivalent method, (3) approves the use of an alternative method the results of which he has determined to be adequate for indicating whether a specific source is in compliance, (4) waives the requirement for performance tests because the owner or operator of a source has demonstrated by other means to the Administrator's satisfaction that the affected facility is in compliance with the standard, or (5) approves shorter sampling times and smaller sample volumes when necessitated by process variables or other factors. Nothing in this paragraph shall be construed to abrogate the Administrator's authority to require testing under section 114 of the Act.

(c) Performance tests shall be conducted under such conditions as the Administrator shall specify to the plant operator based on representative performance of the affected facility. The owner or operator shall make available to the Administrator such records as may be necessary to determine the conditions of the performance tests. Operations during periods of startup, shutdown, and malfunction shall not constitute representative conditions for the purpose of a performance test nor shall emissions in excess of the level of the applicable emission limit during periods of startup, shutdown, and malfunction be considered a violation of the applicable emission limit unless otherwise specified in the applicable standard.

(d) The owner or operator of an affected facility shall provide the Administrator at least 30 days prior notice of any performance test, except as specified under other subparts, to afford the Administrator the opportunity to have an observer present. If after 30 days notice for an initially scheduled performance test, there is a delay (due to operational problems, etc.) in conducting the scheduled performance test, the owner or operator of an affected facility shall notify the Administrator (or delegated State or local agency) as soon as possible of any delay in the original test date, either by providing at least 7 days prior notice of the rescheduled date of the performance test, or by arranging a rescheduled date with the Administrator (or delegated State or local agency) by mutual agreement.

(e) The owner or operator of an affected facility shall provide, or cause to be provided, performance testing facilities as follows:

(1) Sampling ports adequate for test methods applicable to such facility. This includes (i) constructing the air pollution control system such that volumetric flow rates and pollutant emission rates can be accurately determined by applicable test methods and procedures and (ii) providing a stack or duct free of cyclonic flow during performance tests, as demonstrated by applicable test methods and procedures.

(2) Safe sampling platform(s).

(3) Safe access to sampling platform(s).

(4) Utilities for sampling and testing equipment.

(f) Unless otherwise specified in the applicable subpart, each performance test shall consist of three separate runs using the applicable test method. Each run shall be conducted for the time and under the conditions specified in the applicable standard. For the purpose of determining compliance with an applicable standard, the arithmetic means of results of the three runs shall apply. In the event that a sample is accidentally lost or conditions occur in which one of the three runs must be discontinued because of forced shutdown, failure of an irreplaceable portion of the sample train, extreme meteorological conditions, or other circumstances, beyond the owner or

operator's control, compliance may, upon the Administrator's approval, be determined using the arithmetic mean of the results of the two other runs.

[36 FR 24877, Dec. 23, 1971, as amended at 39 FR 9314, Mar. 8, 1974; 42 FR 57126, Nov. 1, 1977; 44 FR 33612, June 11, 1979; 54 FR 6662, Feb. 14, 1989; 54 FR 21344, May 17, 1989; 64 FR 7463, Feb. 12, 1999; 72 FR 27442, May 16, 2007]

§ 60.9 Availability of information.

The availability to the public of information provided to, or otherwise obtained by, the Administrator under this part shall be governed by part 2 of this chapter. (Information submitted voluntarily to the Administrator for the purposes of §§60.5 and 60.6 is governed by §§2.201 through 2.213 of this chapter and not by §2.301 of this chapter.)

§ 60.10 State authority.

The provisions of this part shall not be construed in any manner to preclude any State or political subdivision thereof from:

(a) Adopting and enforcing any emission standard or limitation applicable to an affected facility, provided that such emission standard or limitation is not less stringent than the standard applicable to such facility.

(b) Requiring the owner or operator of an affected facility to obtain permits, licenses, or approvals prior to initiating construction, modification, or operation of such facility.

§ 60.11 Compliance with standards and maintenance requirements.

(a) Compliance with standards in this part, other than opacity standards, shall be determined in accordance with performance tests established by §60.8, unless otherwise specified in the applicable standard.

(b) Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Method 9 in appendix A of this part, any alternative method that is approved by the Administrator, or as provided in paragraph (e)(5) of this section. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).

(c) The opacity standards set forth in this part shall apply at all times except during periods of startup, shutdown, malfunction, and as otherwise provided in the applicable standard.

(d) At all times, including periods of startup, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions. Determination of whether acceptable operating and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, opacity observations, review of operating and maintenance procedures, and inspection of the source.

(e)(1) For the purpose of demonstrating initial compliance, opacity observations shall be conducted concurrently with the initial performance test required in §60.8 unless one of the following conditions apply. If no performance test under §60.8 is required, then opacity

observations shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility. If visibility or other conditions prevent the opacity observations from being conducted concurrently with the initial performance test required under §60.8, the source owner or operator shall reschedule the opacity observations as soon after the initial performance test as possible, but not later than 30 days thereafter, and shall advise the Administrator of the rescheduled date. In these cases, the 30-day prior notification to the Administrator required in §60.7(a)(6) shall be waived. The rescheduled opacity observations shall be conducted (to the extent possible) under the same operating conditions that existed during the initial performance test conducted under §60.8. The visible emissions observer shall determine whether visibility or other conditions prevent the opacity observations from being made concurrently with the initial performance test in accordance with procedures contained in Method 9 of appendix B of this part. Opacity readings of portions of plumes which contain condensed, uncombined water vapor shall not be used for purposes of determing compliance with opacity standards. The owner or operator of an affected facility shall make available, upon request by the Administrator, such records as may be necessary to determine the conditions under which the visual observations were made and shall provide evidence indicating proof of current visible observer emission certification. Except as provided in paragraph (e)(5) of this section, the results of continuous monitoring by transmissometer which indicate that the opacity at the time visual observations were made was not in excess of the standard are probative but not conclusive evidence of the actual opacity of an emission, provided that the source shall meet the burden of proving that the instrument used meets (at the time of the alleged violation) Performance Specification 1 in appendix B of this part, has been properly maintained and (at the time of the alleged violation) that the resulting data have not been altered in any way.

(2) Except as provided in paragraph (e)(3) of this section, the owner or operator of an affected facility to which an opacity standard in this part applies shall conduct opacity observations in accordance with paragraph (b) of this section, shall record the opacity of emissions, and shall report to the Administrator the opacity results along with the results of the initial performance test required under §60.8. The inability of an owner or operator to secure a visible emissions observer shall not be considered a reason for not conducting the opacity observations concurrent with the initial performance test.

(3) The owner or operator of an affected facility to which an opacity standard in this part applies may request the Administrator to determine and to record the opacity of emissions from the affected facility during the initial performance test and at such times as may be required. The owner or operator of the affected facility shall report the opacity results. Any request to the Administrator to determine and to record the opacity of emissions from an affected facility shall be included in the notification required in §60.7(a)(6). If, for some reason, the Administrator cannot determine and record the opacity of emissions from the affected facility during the performance test, then the provisions of paragraph (e)(1) of this section shall apply.

(4) An owner or operator of an affected facility using a continuous opacity monitor (transmissometer) shall record the monitoring data produced during the initial performance test required by §60.8 and shall furnish the Administrator a written report of the monitoring results along with Method 9 and §60.8 performance test results.

(5) An owner or operator of an affected facility subject to an opacity standard may submit, for compliance purposes, continuous opacity monitoring system (COMS) data results produced during any performance test required under §60.8 in lieu of Method 9 observation data. If an owner or operator elects to submit COMS data for compliance with the opacity standard, he shall notify the Administrator of that decision, in writing, at least 30 days before any performance test required under §60.8 is conducted. Once the owner or operator of an affected facility has notified the Administrator to that effect, the COMS data results will be used to determine opacity compliance during subsequent tests required under §60.8 until the owner or operator notifies the

Administrator, in writing, to the contrary. For the purpose of determining compliance with the opacity standard during a performance test required under §60.8 using COMS data, the minimum total time of COMS data collection shall be averages of all 6-minute continuous periods within the duration of the mass emission performance test. Results of the COMS opacity determinations shall be submitted along with the results of the performance test required under §60.8. The owner or operator of an affected facility using a COMS for compliance purposes is responsible for demonstrating that the COMS meets the requirements specified in §60.13(c) of this part, that the COMS has been properly maintained and operated, and that the resulting data have not been altered in any way. If COMS data results are submitted for compliance with the opacity standard for a period of time during which Method 9 data indicates noncompliance, the Method 9 data will be used to determine compliance with the opacity standard.

(6) Upon receipt from an owner or operator of the written reports of the results of the performance tests required by §60.8, the opacity observation results and observer certification required by §60.11(e)(1), and the COMS results, if applicable, the Administrator will make a finding concerning compliance with opacity and other applicable standards. If COMS data results are used to comply with an opacity standard, only those results are required to be submitted along with the performance test results required by §60.8. If the Administrator finds that an affected facility is in compliance with all applicable standards for which performance tests are conducted in accordance with §60.8 of this part but during the time such performance tests are being conducted fails to meet any applicable opacity standard, he shall notify the owner or operator and advise him that he may petition the Administrator within 10 days of receipt of notification to make appropriate adjustment to the opacity standard for the affected facility.

(7) The Administrator will grant such a petition upon a demonstration by the owner or operator that the affected facility and associated air pollution control equipment was operated and maintained in a manner to minimize the opacity of emissions during the performance tests; that the performance tests were performed under the conditions established by the Administrator; and that the affected facility and associated air pollution control equipment were incapable of being adjusted or operated to meet the applicable opacity standard.

(8) The Administrator will establish an opacity standard for the affected facility meeting the above requirements at a level at which the source will be able, as indicated by the performance and opacity tests, to meet the opacity standard at all times during which the source is meeting the mass or concentration emission standard. The Administrator will promulgate the new opacity standard in theFederal Register.

(f) Special provisions set forth under an applicable subpart shall supersede any conflicting provisions in paragraphs (a) through (e) of this section.

(g) For the purpose of submitting compliance certifications or establishing whether or not a person has violated or is in violation of any standard in this part, nothing in this part shall preclude the use, including the exclusive use, of any credible evidence or information, relevant to whether a source would have been in compliance with applicable requirements if the appropriate performance or compliance test or procedure had been performed.

[38 FR 28565, Oct. 15, 1973, as amended at 39 FR 39873, Nov. 12, 1974; 43 FR 8800, Mar. 3, 1978; 45 FR 23379, Apr. 4, 1980; 48 FR 48335, Oct. 18, 1983; 50 FR 53113, Dec. 27, 1985; 51 FR 1790, Jan. 15, 1986; 52 FR 9781, Mar. 26, 1987; 62 FR 8328, Feb. 24, 1997; 65 FR 61749, Oct. 17, 2000]

§ 60.12 Circumvention.

No owner or operator subject to the provisions of this part shall build, erect, install, or use any article, machine, equipment or process, the use of which conceals an emission which would otherwise constitute a violation of an applicable standard. Such concealment includes, but is not limited to, the use of gaseous diluents to achieve compliance with an opacity standard or with a standard which is based on the concentration of a pollutant in the gases discharged to the atmosphere.

[39 FR 9314, Mar. 8, 1974]

§ 60.13 Monitoring requirements.

(a) For the purposes of this section, all continuous monitoring systems required under applicable subparts shall be subject to the provisions of this section upon promulgation of performance specifications for continuous monitoring systems under appendix B to this part and, if the continuous monitoring system is used to demonstrate compliance with emission limits on a continuous basis, appendix F to this part, unless otherwise specified in an applicable subpart or by the Administrator. Appendix F is applicable December 4, 1987.

(b) All continuous monitoring systems and monitoring devices shall be installed and operational prior to conducting performance tests under §60.8. Verification of operational status shall, as a minimum, include completion of the manufacturer's written requirements or recommendations for installation, operation, and calibration of the device.

(c) If the owner or operator of an affected facility elects to submit continous opacity monitoring system (COMS) data for compliance with the opacity standard as provided under §60.11(e)(5), he shall conduct a performance evaluation of the COMS as specified in Performance Specification 1, appendix B, of this part before the performance test required under §60.8 is conducted. Otherwise, the owner or operator of an affected facility shall conduct a performance evaluation of the COMS or continuous emission monitoring system (CEMS) during any performance test required under §60.8 or within 30 days thereafter in accordance with the applicable performance specification in appendix B of this part, The owner or operator of an affected facility shall conduct COMS or CEMS performance evaluations at such other times as may be required by the Administrator under section 114 of the Act.

(1) The owner or operator of an affected facility using a COMS to determine opacity compliance during any performance test required under §60.8 and as described in §60.11(e)(5) shall furnish the Administrator two or, upon request, more copies of a written report of the results of the COMS performance evaluation described in paragraph (c) of this section at least 10 days before the performance test required under §60.8 is conducted.

(2) Except as provided in paragraph (c)(1) of this section, the owner or operator of an affected facility shall furnish the Administrator within 60 days of completion two or, upon request, more copies of a written report of the results of the performance evaluation.

(d)(1) Owners and operators of a CEMS installed in accordance with the provisions of this part, must check the zero (or low level value between 0 and 20 percent of span value) and span (50 to 100 percent of span value) calibration drifts at least once daily in accordance with a written procedure. The zero and span must, as a minimum, be adjusted whenever either the 24-hour zero drift or the 24-hour span drift exceeds two times the limit of the applicable performance specification in appendix B of this part. The system must allow the amount of the excess zero and span drift to be recorded and quantified whenever specified. Owners and operators of a COMS installed in accordance with the provisions of this part, must automatically, intrinsic to the opacity

monitor, check the zero and upscale (span) calibration drifts at least once daily. For a particular COMS, the acceptable range of zero and upscale calibration materials is as defined in the applicable version of PS–1 in appendix B of this part. For a COMS, the optical surfaces, exposed to the effluent gases, must be cleaned before performing the zero and upscale drift adjustments, except for systems using automatic zero adjustments. The optical surfaces must be cleaned when the cumulative automatic zero compensation exceeds 4 percent opacity.

(2) Unless otherwise approved by the Administrator, the following procedures must be followed for a COMS. Minimum procedures must include an automated method for producing a simulated zero opacity condition and an upscale opacity condition using a certified neutral density filter or other related technique to produce a known obstruction of the light beam. Such procedures must provide a system check of all active analyzer internal optics with power or curvature, all active electronic circuitry including the light source and photodetector assembly, and electronic or electro-mechanical systems and hardware and or software used during normal measurement operation.

(e) Except for system breakdowns, repairs, calibration checks, and zero and span adjustments required under paragraph (d) of this section, all continuous monitoring systems shall be in continuous operation and shall meet minimum frequency of operation requirements as follows:

(1) All continuous monitoring systems referenced by paragraph (c) of this section for measuring opacity of emissions shall complete a minimum of one cycle of sampling and analyzing for each successive 10-second period and one cycle of data recording for each successive 6-minute period.

(2) All continuous monitoring systems referenced by paragraph (c) of this section for measuring emissions, except opacity, shall complete a minimum of one cycle of operation (sampling, analyzing, and data recording) for each successive 15-minute period.

(f) All continuous monitoring systems or monitoring devices shall be installed such that representative measurements of emissions or process parameters from the affected facility are obtained. Additional procedures for location of continuous monitoring systems contained in the applicable Performance Specifications of appendix B of this part shall be used.

(g) When the effluents from a single affected facility or two or more affected facilities subject to the same emission standards are combined before being released to the atmosphere, the owner or operator may install applicable continuous monitoring systems on each effluent or on the combined effluent. When the affected facilities are not subject to the same emission standards, separate continuous monitoring systems shall be installed on each effluent. When the effluent from one affected facility is released to the atmosphere through more than one point, the owner or operator shall install an applicable continuous monitoring system on each separate effluent unless the installation of fewer systems is approved by the Administrator. When more than one continuous monitoring system is used to measure the emissions from one affected facility (e.g., multiple breechings, multiple outlets), the owner or operator shall report the results as required from each continuous monitoring system.

(h)(1) Owners or operators of all continuous monitoring systems for measurement of opacity shall reduce all data to 6-minute averages and for continuous monitoring systems other than opacity to 1-hour averages for time periods as defined in §60.2. Six-minute opacity averages shall be calculated from 36 or more data points equally spaced over each 6-minute period.

(2) For continuous monitoring systems other than opacity, 1-hour averages shall be computed as follows, except that the provisions pertaining to the validation of partial operating hours are only

applicable for affected facilities that are required by the applicable subpart to include partial hours in the emission calculations:

(i) Except as provided under paragraph (h)(2)(iii) of this section, for a full operating hour (any clock hour with 60 minutes of unit operation), at least four valid data points are required to calculate the hourly average, *i.e.* , one data point in each of the 15-minute quadrants of the hour.

(ii) Except as provided under paragraph (h)(2)(iii) of this section, for a partial operating hour (any clock hour with less than 60 minutes of unit operation), at least one valid data point in each 15-minute quadrant of the hour in which the unit operates is required to calculate the hourly average.

(iii) For any operating hour in which required maintenance or quality-assurance activities are performed:

(A) If the unit operates in two or more quadrants of the hour, a minimum of two valid data points, separated by at least 15 minutes, is required to calculate the hourly average; or

(B) If the unit operates in only one quadrant of the hour, at least one valid data point is required to calculate the hourly average.

(iv) If a daily calibration error check is failed during any operating hour, all data for that hour shall be invalidated, unless a subsequent calibration error test is passed in the same hour and the requirements of paragraph (h)(2)(iii) of this section are met, based solely on valid data recorded after the successful calibration.

(v) For each full or partial operating hour, all valid data points shall be used to calculate the hourly average.

(vi) Except as provided under paragraph (h)(2)(vii) of this section, data recorded during periods of continuous monitoring system breakdown, repair, calibration checks, and zero and span adjustments shall not be included in the data averages computed under this paragraph.

(vii) Owners and operators complying with the requirements of §60.7(f)(1) or (2) must include any data recorded during periods of monitor breakdown or malfunction in the data averages.

(viii) When specified in an applicable subpart, hourly averages for certain partial operating hours shall not be computed or included in the emission averages (*e.g.* hours with < 30 minutes of unit operation under §60.47b(d)).

(ix) Either arithmetic or integrated averaging of all data may be used to calculate the hourly averages. The data may be recorded in reduced or nonreduced form (*e.g.* , ppm pollutant and percent O_2or ng/J of pollutant).

(3) All excess emissions shall be converted into units of the standard using the applicable conversion procedures specified in the applicable subpart. After conversion into units of the standard, the data may be rounded to the same number of significant digits used in the applicable subpart to specify the emission limit.

(i) After receipt and consideration of written application, the Administrator may approve alternatives to any monitoring procedures or requirements of this part including, but not limited to the following:

(1) Alternative monitoring requirements when installation of a continuous monitoring system or monitoring device specified by this part would not provide accurate measurements due to liquid water or other interferences caused by substances in the effluent gases.

(2) Alternative monitoring requirements when the affected facility is infrequently operated.

(3) Alternative monitoring requirements to accommodate continuous monitoring systems that require additional measurements to correct for stack moisture conditions.

(4) Alternative locations for installing continuous monitoring systems or monitoring devices when the owner or operator can demonstrate that installation at alternate locations will enable accurate and representative measurements.

(5) Alternative methods of converting pollutant concentration measurements to units of the standards.

(6) Alternative procedures for performing daily checks of zero and span drift that do not involve use of span gases or test cells.

(7) Alternatives to the A.S.T.M. test methods or sampling procedures specified by any subpart.

(8) Alternative continuous monitoring systems that do not meet the design or performance requirements in Performance Specification 1, appendix B, but adequately demonstrate a definite and consistent relationship between its measurements and the measurements of opacity by a system complying with the requirements in Performance Specification 1. The Administrator may require that such demonstration be performed for each affected facility.

(9) Alternative monitoring requirements when the effluent from a single affected facility or the combined effluent from two or more affected facilities is released to the atmosphere through more than one point.

(j) An alternative to the relative accuracy (RA) test specified in Performance Specification 2 of appendix B may be requested as follows:

(1) An alternative to the reference method tests for determining RA is available for sources with emission rates demonstrated to be less than 50 percent of the applicable standard. A source owner or operator may petition the Administrator to waive the RA test in Section 8.4 of Performance Specification 2 and substitute the procedures in Section 16.0 if the results of a performance test conducted according to the requirements in §60.8 of this subpart or other tests performed following the criteria in §60.8 demonstrate that the emission rate of the pollutant of interest in the units of the applicable standard is less than 50 percent of the applicable standard. For sources subject to standards expressed as control efficiency levels, a source owner or operator may petition the Administrator to waive the RA test and substitute the procedures in Section 16.0 of Performance Specification 2 if the control device exhaust emission rate is less than 50 percent of the level needed to meet the control efficiency requirement. The alternative procedures do not apply if the continuous emission monitoring system is used to determine compliance continuously with the applicable standard. The petition to waive the RA test shall include a detailed description of the procedures to be applied. Included shall be location and procedure for conducting the alternative, the concentration or response levels of the alternative RA materials, and the other equipment checks included in the alternative procedure. The Administrator will review the petition for completeness and applicability. The determination to grant a waiver will depend on the intended use of the CEMS data (e.g., data collection purposes other than NSPS) and may require specifications more stringent than in Performance Specification 2 (e.g., the applicable emission limit is more stringent than NSPS).

(2) The waiver of a CEMS RA test will be reviewed and may be rescinded at such time, following successful completion of the alternative RA procedure, that the CEMS data indicate that the source emissions are approaching the level. The criterion for reviewing the waiver is the collection of CEMS data showing that emissions have exceeded 70 percent of the applicable standard for seven, consecutive, averaging periods as specified by the applicable regulation(s). For sources subject to standards expressed as control efficiency levels, the criterion for reviewing the waiver is the collection of CEMS data showing that exhaust emissions have exceeded 70 percent of the level needed to meet the control efficiency requirement for seven, consecutive, averaging periods as specified by the applicable regulation(s) [e.g., §60.45(g) (2) and (3), §60.73(e), and §60.84(e)]. It is the responsibility of the source operator to maintain records and determine the level of emissions relative to the criterion on the waiver of RA testing. If this criterion is exceeded, the owner or operator must notify the Administrator within 10 days of such occurrence and include a description of the nature and cause of the increasing emissions. The Administrator will review the notification and may rescind the waiver and require the owner or operator to conduct a RA test of the CEMS as specified in Section 8.4 of Performance Specification 2.

[40 FR 46255, Oct. 6, 1975; 40 FR 59205, Dec. 22, 1975, as amended at 41 FR 35185, Aug. 20, 1976; 48 FR 13326, Mar. 30, 1983; 48 FR 23610, May 25, 1983; 48 FR 32986, July 20, 1983; 52 FR 9782, Mar. 26, 1987; 52 FR 17555, May 11, 1987; 52 FR 21007, June 4, 1987; 64 FR 7463, Feb. 12, 1999; 65 FR 48920, Aug. 10, 2000; 65 FR 61749, Oct. 17, 2000; 66 FR 44980, Aug. 27, 2001; 71 FR 31102, June 1, 2006; 72 FR 32714, June 13, 2007]

Editorial Note: At 65 FR 61749, Oct. 17, 2000, §60.13 was amended by revising the words “ng/J of pollutant” to read “ng of pollutant per J of heat input” in the sixth sentence of paragraph (h). However, the amendment could not be incorporated because the words “ng/J of pollutant” do not exist in the sixth sentence of paragraph (h).

§ 60.14 Modification.

(a) Except as provided under paragraphs (e) and (f) of this section, any physical or operational change to an existing facility which results in an increase in the emission rate to the atmosphere of any pollutant to which a standard applies shall be considered a modification within the meaning of section 111 of the Act. Upon modification, an existing facility shall become an affected facility for each pollutant to which a standard applies and for which there is an increase in the emission rate to the atmosphere.

(b) Emission rate shall be expressed as kg/hr of any pollutant discharged into the atmosphere for which a standard is applicable. The Administrator shall use the following to determine emission rate:

(1) Emission factors as specified in the latest issue of “Compilation of Air Pollutant Emission Factors,” EPA Publication No. AP–42, or other emission factors determined by the Administrator to be superior to AP–42 emission factors, in cases where utilization of emission factors demonstrates that the emission level resulting from the physical or operational change will either clearly increase or clearly not increase.

(2) Material balances, continuous monitor data, or manual emission tests in cases where utilization of emission factors as referenced in paragraph (b)(1) of this section does not demonstrate to the Administrator's satisfaction whether the emission level resulting from the physical or operational change will either clearly increase or clearly not increase, or where an owner or operator demonstrates to the Administrator's satisfaction that there are reasonable grounds to dispute the result obtained by the Administrator utilizing emission factors as referenced in paragraph (b)(1) of this section. When the emission rate is based on results from

manual emission tests or continuous monitoring systems, the procedures specified in appendix C of this part shall be used to determine whether an increase in emission rate has occurred. Tests shall be conducted under such conditions as the Administrator shall specify to the owner or operator based on representative performance of the facility. At least three valid test runs must be conducted before and at least three after the physical or operational change. All operating parameters which may affect emissions must be held constant to the maximum feasible degree for all test runs.

(c) The addition of an affected facility to a stationary source as an expansion to that source or as a replacement for an existing facility shall not by itself bring within the applicability of this part any other facility within that source.

(d) [Reserved]

(e) The following shall not, by themselves, be considered modifications under this part:

(1) Maintenance, repair, and replacement which the Administrator determines to be routine for a source category, subject to the provisions of paragraph (c) of this section and §60.15.

(2) An increase in production rate of an existing facility, if that increase can be accomplished without a capital expenditure on that facility.

(3) An increase in the hours of operation.

(4) Use of an alternative fuel or raw material if, prior to the date any standard under this part becomes applicable to that source type, as provided by §60.1, the existing facility was designed to accommodate that alternative use. A facility shall be considered to be designed to accommodate an alternative fuel or raw material if that use could be accomplished under the facility's construction specifications as amended prior to the change. Conversion to coal required for energy considerations, as specified in section 111(a)(8) of the Act, shall not be considered a modification.

(5) The addition or use of any system or device whose primary function is the reduction of air pollutants, except when an emission control system is removed or is replaced by a system which the Administrator determines to be less environmentally beneficial.

(6) The relocation or change in ownership of an existing facility.

(f) Special provisions set forth under an applicable subpart of this part shall supersede any conflicting provisions of this section.

(g) Within 180 days of the completion of any physical or operational change subject to the control measures specified in paragraph (a) of this section, compliance with all applicable standards must be achieved.

(h) No physical change, or change in the method of operation, at an existing electric utility steam generating unit shall be treated as a modification for the purposes of this section provided that such change does not increase the maximum hourly emissions of any pollutant regulated under this section above the maximum hourly emissions achievable at that unit during the 5 years prior to the change.

(i) Repowering projects that are awarded funding from the Department of Energy as permanent clean coal technology demonstration projects (or similar projects funded by EPA) are exempt

from the requirements of this section provided that such change does not increase the maximum hourly emissions of any pollutant regulated under this section above the maximum hourly emissions achievable at that unit during the five years prior to the change.

(j)(1) Repowering projects that qualify for an extension under section 409(b) of the Clean Air Act are exempt from the requirements of this section, provided that such change does not increase the actual hourly emissions of any pollutant regulated under this section above the actual hourly emissions achievable at that unit during the 5 years prior to the change.

(2) This exemption shall not apply to any new unit that:

(i) Is designated as a replacement for an existing unit;

(ii) Qualifies under section 409(b) of the Clean Air Act for an extension of an emission limitation compliance date under section 405 of the Clean Air Act; and

(iii) Is located at a different site than the existing unit.

(k) The installation, operation, cessation, or removal of a temporary clean coal technology demonstration project is exempt from the requirements of this section. A *temporary clean coal control technology demonstration project,* for the purposes of this section is a clean coal technology demonstration project that is operated for a period of 5 years or less, and which complies with the State implementation plan for the State in which the project is located and other requirements necessary to attain and maintain the national ambient air quality standards during the project and after it is terminated.

(l) The reactivation of a very clean coal-fired electric utility steam generating unit is exempt from the requirements of this section.

[40 FR 58419, Dec. 16, 1975, as amended at 43 FR 34347, Aug. 3, 1978; 45 FR 5617, Jan. 23, 1980; 57 FR 32339, July 21, 1992; 65 FR 61750, Oct. 17, 2000]

§ 60.15 Reconstruction.

(a) An existing facility, upon reconstruction, becomes an affected facility, irrespective of any change in emission rate.

(b) “Reconstruction” means the replacement of components of an existing facility to such an extent that:

(1) The fixed capital cost of the new components exceeds 50 percent of the fixed capital cost that would be required to construct a comparable entirely new facility, and

(2) It is technologically and economically feasible to meet the applicable standards set forth in this part.

(c) “Fixed capital cost” means the capital needed to provide all the depreciable components.

(d) If an owner or operator of an existing facility proposes to replace components, and the fixed capital cost of the new components exceeds 50 percent of the fixed capital cost that would be required to construct a comparable entirely new facility, he shall notify the Administrator of the proposed replacements. The notice must be postmarked 60 days (or as soon as practicable)

before construction of the replacements is commenced and must include the following information:

(1) Name and address of the owner or operator.

(2) The location of the existing facility.

(3) A brief description of the existing facility and the components which are to be replaced.

(4) A description of the existing air pollution control equipment and the proposed air pollution control equipment.

(5) An estimate of the fixed capital cost of the replacements and of constructing a comparable entirely new facility.

(6) The estimated life of the existing facility after the replacements.

(7) A discussion of any economic or technical limitations the facility may have in complying with the applicable standards of performance after the proposed replacements.

(e) The Administrator will determine, within 30 days of the receipt of the notice required by paragraph (d) of this section and any additional information he may reasonably require, whether the proposed replacement constitutes reconstruction.

(f) The Administrator's determination under paragraph (e) shall be based on:

(1) The fixed capital cost of the replacements in comparison to the fixed capital cost that would be required to construct a comparable entirely new facility;

(2) The estimated life of the facility after the replacements compared to the life of a comparable entirely new facility;

(3) The extent to which the components being replaced cause or contribute to the emissions from the facility; and

(4) Any economic or technical limitations on compliance with applicable standards of performance which are inherent in the proposed replacements.

(g) Individual subparts of this part may include specific provisions which refine and delimit the concept of reconstruction set forth in this section.

[40 FR 58420, Dec. 16, 1975]

§ 60.16 Priority list.

Prioritized Major Source Categories

Priority Number [1]	***Source Category***
1.	Synthetic Organic Chemical Manufacturing Industry (SOCMI) and Volatile Organic Liquid Storage Vessels and Handling Equipment
	(a) SOCMI unit processes
	(b) Volatile organic liquid (VOL) storage vessels and handling equipment
	(c) SOCMI fugitive sources
	(d) SOCMI secondary sources
2.	Industrial Surface Coating: Cans
3.	Petroleum Refineries: Fugitive Sources
4.	Industrial Surface Coating: Paper
5.	Dry Cleaning
	(a) Perchloroethylene
	(b) Petroleum solvent
6.	Graphic Arts
7.	Polymers and Resins: Acrylic Resins
8.	Mineral Wool (Deleted)
9.	Stationary Internal Combustion Engines
10.	Industrial Surface Coating: Fabric
11.	Industrial-Commercial-Institutional Steam Generating Units.
12.	Incineration: Non-Municipal (Deleted)
13.	Non-Metallic Mineral Processing
14.	Metallic Mineral Processing
15.	Secondary Copper (Deleted)
16.	Phosphate Rock Preparation
17.	Foundries: Steel and Gray Iron
18.	Polymers and Resins: Polyethylene
19.	Charcoal Production
20.	Synthetic Rubber
	(a) Tire manufacture
	(b) SBR production
21.	Vegetable Oil

Priority Number [1]	***Source Category***
22.	Industrial Surface Coating: Metal Coil
23.	Petroleum Transportation and Marketing
24.	By-Product Coke Ovens
25.	Synthetic Fibers
26.	Plywood Manufacture
27.	Industrial Surface Coating: Automobiles
28.	Industrial Surface Coating: Large Appliances
29.	Crude Oil and Natural Gas Production
30.	Secondary Aluminum
31.	Potash (Deleted)
32.	Lightweight Aggregate Industry: Clay, Shale, and Slate[2]
33.	Glass
34.	Gypsum
35.	Sodium Carbonate
36.	Secondary Zinc (Deleted)
37.	Polymers and Resins: Phenolic
38.	Polymers and Resins: Urea-Melamine
39.	Ammonia (Deleted)
40.	Polymers and Resins: Polystyrene
41.	Polymers and Resins: ABS-SAN Resins
42.	Fiberglass
43.	Polymers and Resins: Polypropylene
44.	Textile Processing
45.	Asphalt Processing and Asphalt Roofing Manufacture
46.	Brick and Related Clay Products
47.	Ceramic Clay Manufacturing (Deleted)
48.	Ammonium Nitrate Fertilizer
49.	Castable Refractories (Deleted)
50.	Borax and Boric Acid (Deleted)
51.	Polymers and Resins: Polyester Resins
52.	Ammonium Sulfate
53.	Starch

Priority Number [1]	***Source Category***
54.	Perlite
55.	Phosphoric Acid: Thermal Process (Deleted)
56.	Uranium Refining
57.	Animal Feed Defluorination (Deleted)
58.	Urea (for fertilizer and polymers)
59.	Detergent (Deleted)
Other Source Categories	
Lead acid battery manufacture[3]	
Organic solvent cleaning[3]	
Industrial surface coating: metal furniture[3]	
Stationary gas turbines[4]	
Municipal solid waste landfills[4]	

[1]Low numbers have highest priority, e.g., No. 1 is high priority, No. 59 is low priority.

[2]Formerly titled “Sintering: Clay and Fly Ash”.

[3]Minor source category, but included on list since an NSPS is being developed for that source category.

[4]Not prioritized, since an NSPS for this major source category has already been promulgated.

[47 FR 951, Jan. 8, 1982, as amended at 47 FR 31876, July 23, 1982; 51 FR 42796, Nov. 25, 1986; 52 FR 11428, Apr. 8, 1987; 61 FR 9919, Mar. 12, 1996]

§ 60.17 Incorporations by reference.

Link to an amendment published at 74 FR 51402, Oct. 6, 2009.

The materials listed below are incorporated by reference in the corresponding sections noted. These incorporations by reference were approved by the Director of the Federal Register on the date listed. These materials are incorporated as they exist on the date of the approval, and a notice of any change in these materials will be published in theFederal Register.The materials are available for purchase at the corresponding address noted below, and all are available for inspection at the Library (C267–01), U.S. EPA, Research Triangle Park, NC or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202–741–6030, or go to: *http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.*

(a) The following materials are available for purchase from at least one of the following addresses: American Society for Testing and Materials (ASTM), 100 Barr Harbor Drive, Post Office Box C700, West Conshohocken, PA 19428–2959; or ProQuest, 300 North Zeeb Road, Ann Arbor, MI 48106.

(1) ASTM A99–76, 82 (Reapproved 1987), Standard Specification for Ferromanganese, incorporation by reference (IBR) approved for §60.261.

(2) ASTM A100–69, 74, 93, Standard Specification for Ferrosilicon, IBR approved for §60.261.

(3) ASTM A101–73, 93, Standard Specification for Ferrochromium, IBR approved for §60.261.

(4) ASTM A482–76, 93, Standard Specification for Ferrochromesilicon, IBR approved for §60.261.

(5) ASTM A483–64, 74 (Reapproved 1988), Standard Specification for Silicomanganese, IBR approved for §60.261.

(6) ASTM A495–76, 94, Standard Specification for Calcium-Silicon and Calcium Manganese-Silicon, IBR approved for §60.261.

(7) ASTM D86–78, 82, 90, 93, 95, 96, Distillation of Petroleum Products, IBR approved for §§60.562–2(d), 60.593(d), 60.593a(d), and 60.633(h).

(8) ASTM D129–64, 78, 95, 00, Standard Test Method for Sulfur in Petroleum Products (General Bomb Method), IBR approved for §§60.106(j)(2), 60.335(b)(10)(i), and appendix A: Method 19, 12.5.2.2.3.

(9) ASTM D129–00 (Reapproved 2005), Standard Test Method for Sulfur in Petroleum Products (General Bomb Method), IBR approved for §60.4415(a)(1)(i).

(10) ASTM D240–76, 92, Standard Test Method for Heat of Combustion of Liquid Hydrocarbon Fuels by Bomb Calorimeter, IBR approved for §§60.46(c), 60.296(b), and appendix A: Method 19, Section 12.5.2.2.3.

(11) ASTM D270–65, 75, Standard Method of Sampling Petroleum and Petroleum Products, IBR approved for appendix A: Method 19, Section 12.5.2.2.1.

(12) ASTM D323–82, 94, Test Method for Vapor Pressure of Petroleum Products (Reid Method), IBR approved for §§60.111(l), 60.111a(g), 60.111b(g), and 60.116b(f)(2)(ii).

(13) ASTM D388–77, 90, 91, 95, 98a, 99 (Reapproved 2004)ε^1 , Standard Specification for Classification of Coals by Rank, IBR approved for §§60.24(h)(8), 60.41 of subpart D of this part, 60.45(f)(4)(i), 60.45(f)(4)(ii), 60.45(f)(4)(vi), 60.41Da of subpart Da of this part, 60.41b of subpart Db of this part, 60.41c of subpart Dc of this part, 60.251 of subpart Y of this part, and 60.4102.

(14) ASTM D396–78, 89, 90, 92, 96, 98, Standard Specification for Fuel Oils, IBR approved for §§60.41b of subpart Db of this part, 60.41c of subpart Dc of this part, 60.111(b) of subpart K of this part, and 60.111a(b) of subpart Ka of this part.

(15) ASTM D975–78, 96, 98a, Standard Specification for Diesel Fuel Oils, IBR approved for §§60.111(b) of subpart K of this part and 60.111a(b) of subpart Ka of this part.

(16) ASTM D975–08a, Standard Specification for Diesel Fuel Oils, IBR approved for §§60.41b of subpart Db of this part and 60.41c of subpart Dc of this part.

(17) ASTM D1072–80, 90 (Reapproved 1994), Standard Test Method for Total Sulfur in Fuel Gases, IBR approved for §60.335(b)(10)(ii).

(18) ASTM D1072–90 (Reapproved 1999), Standard Test Method for Total Sulfur in Fuel Gases, IBR approved for §60.4415(a)(1)(ii).

(19) ASTM D1137–53, 75, Standard Method for Analysis of Natural Gases and Related Types of Gaseous Mixtures by the Mass Spectrometer, IBR approved for §60.45(f)(5)(i).

(20) ASTM D1193–77, 91, Standard Specification for Reagent Water, IBR approved for appendix A: Method 5, Section 7.1.3; Method 5E, Section 7.2.1; Method 5F, Section 7.2.1; Method 6, Section 7.1.1; Method 7, Section 7.1.1; Method 7C, Section 7.1.1; Method 7D, Section 7.1.1; Method 10A, Section 7.1.1; Method 11, Section 7.1.3; Method 12, Section 7.1.3; Method 13A, Section 7.1.2; Method 26, Section 7.1.2; Method 26A, Section 7.1.2; and Method 29, Section 7.2.2.

(21) ASTM D1266–87, 91, 98, Standard Test Method for Sulfur in Petroleum Products (Lamp Method), IBR approved for §§60.106(j)(2) and 60.335(b)(10)(i).

(22) ASTM D1266–98 (Reapproved 2003)e1, Standard Test Method for Sulfur in Petroleum Products (Lamp Method), IBR approved for §60.4415(a)(1)(i).

(23) ASTM D1475–60 (Reapproved 1980), 90, Standard Test Method for Density of Paint, Varnish Lacquer, and Related Products, IBR approved for §60.435(d)(1), appendix A: Method 24, Section 6.1; and Method 24A, Sections 6.5 and 7.1.

(24) ASTM D1552–83, 95, 01, Standard Test Method for Sulfur in Petroleum Products (High-Temperature Method), IBR approved for §§60.106(j)(2), 60.335(b)(10)(i), and appendix A: Method 19, Section 12.5.2.2.3.

(25) ASTM D1552–03, Standard Test Method for Sulfur in Petroleum Products (High-Temperature Method), IBR approved for §60.4415(a)(1)(i).

(26) ASTM D1826–77, 94, Standard Test Method for Calorific Value of Gases in Natural Gas Range by Continuous Recording Calorimeter, IBR approved for §§60.45(f)(5)(ii), 60.46(c)(2), 60.296(b)(3), and appendix A: Method 19, Section 12.3.2.4.

(27) ASTM D1835–87, 91, 97, 03a, Standard Specification for Liquefied Petroleum (LP) Gases, IBR approved for §§60.41Da of subpart Da of this part, 60.41b of subpart Db of this part, and 60.41c of subpart Dc of this part.

(28) ASTM D1945–64, 76, 91, 96, Standard Method for Analysis of Natural Gas by Gas Chromatography, IBR approved for §60.45(f)(5)(i).

(29) ASTM D1946–77, 90 (Reapproved 1994), Standard Method for Analysis of Reformed Gas by Gas Chromatography, IBR approved for §§60.18(f)(3), 60.45(f)(5)(i), 60.564(f)(1), 60.614(e)(2)(ii), 60.614(e)(4), 60.664(e)(2)(ii), 60.664(e)(4), 60.704(d)(2)(ii), and 60.704(d)(4).

(30) ASTM D2013–72, 86, Standard Method of Preparing Coal Samples for Analysis, IBR approved for appendix A: Method 19, Section 12.5.2.1.3.

(31) ASTM D2015–77 (Reapproved 1978), 96, Standard Test Method for Gross Calorific Value of Solid Fuel by the Adiabatic Bomb Calorimeter, IBR approved for §60.45(f)(5)(ii), 60.46(c)(2), and appendix A: Method 19, Section 12.5.2.1.3.

(32) ASTM D2016–74, 83, Standard Test Methods for Moisture Content of Wood, IBR approved for appendix A: Method 28, Section 16.1.1.

(33) ASTM D2234–76, 96, 97b, 98, Standard Methods for Collection of a Gross Sample of Coal, IBR approved for appendix A: Method 19, Section 12.5.2.1.1.

(34) ASTM D2369–81, 87, 90, 92, 93, 95, Standard Test Method for Volatile Content of Coatings, IBR approved for appendix A: Method 24, Section 6.2.

(35) ASTM D2382–76, 88, Heat of Combustion of Hydrocarbon Fuels by Bomb Calorimeter (High-Precision Method), IBR approved for §§60.18(f)(3), 60.485(g)(6), 60.485a(g)(6), 60.564(f)(3), 60.614(e)(4), 60.664(e)(4), and 60.704(d)(4).

(36) ASTM D2504–67, 77, 88 (Reapproved 1993), Noncondensable Gases in C3 and Lighter Hydrocarbon Products by Gas Chromatography, IBR approved for §§60.485(g)(5) and 60.485a(g)(5).

(37) ASTM D2584–68 (Reapproved 1985), 94, Standard Test Method for Ignition Loss of Cured Reinforced Resins, IBR approved for §60.685(c)(3)(i).

(38) ASTM D2597–94 (Reapproved 1999), Standard Test Method for Analysis of Demethanized Hydrocarbon Liquid Mixtures Containing Nitrogen and Carbon Dioxide by Gas Chromatography, IBR approved for §60.335(b)(9)(i).

(39) ASTM D2622–87, 94, 98, Standard Test Method for Sulfur in Petroleum Products by Wavelength Dispersive X-Ray Fluorescence Spectrometry, IBR approved for §§60.106(j)(2) and 60.335(b)(10)(i).

(40) ASTM D2622–05, Standard Test Method for Sulfur in Petroleum Products by Wavelength Dispersive X-Ray Fluorescence Spectrometry, IBR approved for §60.4415(a)(1)(i).

(41) ASTM D2879–83, 96, 97, Test Method for Vapor Pressure-Temperature Relationship and Initial Decomposition Temperature of Liquids by Isoteniscope, IBR approved for §§60.111b(f)(3), 60.116b(e)(3)(ii), 60.116b(f)(2)(i), 60.485(e)(1), and 60.485a(e)(1).

(42) ASTM D2880–78, 96, Standard Specification for Gas Turbine Fuel Oils, IBR approved for §§60.111(b), 60.111a(b), and 60.335(d).

(43) ASTM D2908–74, 91, Standard Practice for Measuring Volatile Organic Matter in Water by Aqueous-Injection Gas Chromatography, IBR approved for §60.564(j).

(44) ASTM D2986–71, 78, 95a, Standard Method for Evaluation of Air, Assay Media by the Monodisperse DOP (Dioctyl Phthalate) Smoke Test, IBR approved for appendix A: Method 5, Section 7.1.1; Method 12, Section 7.1.1; and Method 13A, Section 7.1.1.2.

(45) ASTM D3173–73, 87, Standard Test Method for Moisture in the Analysis Sample of Coal and Coke, IBR approved for appendix A: Method 19, Section 12.5.2.1.3.

(46) ASTM D3176–74, 89, Standard Method for Ultimate Analysis of Coal and Coke, IBR approved for §60.45(f)(5)(i) and appendix A: Method 19, Section 12.3.2.3.

(47) ASTM D3177–75, 89, Standard Test Method for Total Sulfur in the Analysis Sample of Coal and Coke, IBR approved for appendix A: Method 19, Section 12.5.2.1.3.

(48) ASTM D3178–73 (Reapproved 1979), 89, Standard Test Methods for Carbon and Hydrogen in the Analysis Sample of Coal and Coke, IBR approved for §60.45(f)(5)(i).

(49) ASTM D3246–81, 92, 96, Standard Test Method for Sulfur in Petroleum Gas by Oxidative Microcoulometry, IBR approved for §60.335(b)(10)(ii).

(50) ASTM D3246–05, Standard Test Method for Sulfur in Petroleum Gas by Oxidative Microcoulometry, IBR approved for §60.4415(a)(1)(ii).

(51) ASTM D3270–73T, 80, 91, 95, Standard Test Methods for Analysis for Fluoride Content of the Atmosphere and Plant Tissues (Semiautomated Method), IBR approved for appendix A: Method 13A, Section 16.1.

(52) ASTM D3286–85, 96, Standard Test Method for Gross Calorific Value of Coal and Coke by the Isoperibol Bomb Calorimeter, IBR approved for appendix A: Method 19, Section 12.5.2.1.3.

(53) ASTM D3370–76, 95a, Standard Practices for Sampling Water, IBR approved for §60.564(j).

(54) ASTM D3792–79, 91, Standard Test Method for Water Content of Water-Reducible Paints by Direct Injection into a Gas Chromatograph, IBR approved for appendix A: Method 24, Section 6.3.

(55) ASTM D4017–81, 90, 96a, Standard Test Method for Water in Paints and Paint Materials by the Karl Fischer Titration Method, IBR approved for appendix A: Method 24, Section 6.4.

(56) ASTM D4057–81, 95, Standard Practice for Manual Sampling of Petroleum and Petroleum Products, IBR approved for appendix A: Method 19, Section 12.5.2.2.3.

(57) ASTM D4057–95 (Reapproved 2000), Standard Practice for Manual Sampling of Petroleum and Petroleum Products, IBR approved for §60.4415(a)(1).

(58) ASTM D4084–82, 94, Standard Test Method for Analysis of Hydrogen Sulfide in Gaseous Fuels (Lead Acetate Reaction Rate Method), IBR approved for §60.334(h)(1).

(59) ASTM D4084–05, Standard Test Method for Analysis of Hydrogen Sulfide in Gaseous Fuels (Lead Acetate Reaction Rate Method), IBR approved for §§60.4360 and 60.4415(a)(1)(ii).

(60) ASTM D4177–95, Standard Practice for Automatic Sampling of Petroleum and Petroleum Products, IBR approved for appendix A: Method 19, Section 12.5.2.2.1.

(61) ASTM D4177–95 (Reapproved 2000), Standard Practice for Automatic Sampling of Petroleum and Petroleum Products, IBR approved for §60.4415(a)(1).

(62) ASTM D4239–85, 94, 97, Standard Test Methods for Sulfur in the Analysis Sample of Coal and Coke Using High Temperature Tube Furnace Combustion Methods, IBR approved for appendix A: Method 19, Section 12.5.2.1.3.

(63) ASTM D4294–02, Standard Test Method for Sulfur in Petroleum and Petroleum Products by Energy-Dispersive X-Ray Fluorescence Spectrometry, IBR approved for §60.335(b)(10)(i).

(64) ASTM D4294–03, Standard Test Method for Sulfur in Petroleum and Petroleum Products by Energy-Dispersive X-Ray Fluorescence Spectrometry, IBR approved for §60.4415(a)(1)(i).

(65) ASTM D4442–84, 92, Standard Test Methods for Direct Moisture Content Measurement in Wood and Wood-base Materials, IBR approved for appendix A: Method 28, Section 16.1.1.

(66) ASTM D4444–92, Standard Test Methods for Use and Calibration of Hand-Held Moisture Meters, IBR approved for appendix A: Method 28, Section 16.1.1.

(67) ASTM D4457–85 (Reapproved 1991), Test Method for Determination of Dichloromethane and 1, 1, 1-Trichloroethane in Paints and Coatings by Direct Injection into a Gas Chromatograph, IBR approved for appendix A: Method 24, Section 6.5.

(68) ASTM D4468–85 (Reapproved 2000), Standard Test Method for Total Sulfur in Gaseous Fuels by Hydrogenolysis and Rateometric Colorimetry, IBR approved for §§60.335(b)(10)(ii) and 60.4415(a)(1)(ii).

(69) ASTM D4629–02, Standard Test Method for Trace Nitrogen in Liquid Petroleum Hydrocarbons by Syringe/Inlet Oxidative Combustion and Chemiluminescence Detection, IBR approved for §§60.49b(e) and 60.335(b)(9)(i).

(70) ASTM D4809–95, Standard Test Method for Heat of Combustion of Liquid Hydrocarbon Fuels by Bomb Calorimeter (Precision Method), IBR approved for §§60.18(f)(3), 60.485(g)(6), 60.485a(g)(6), 60.564(f)(3), 60.614(d)(4), 60.664(e)(4), and 60.704(d)(4).

(71) ASTM D4810–88 (Reapproved 1999), Standard Test Method for Hydrogen Sulfide in Natural Gas Using Length of Stain Detector Tubes, IBR approved for §§60.4360 and 60.4415(a)(1)(ii).

(72) ASTM D5287–97 (Reapproved 2002), Standard Practice for Automatic Sampling of Gaseous Fuels, IBR approved for §60.4415(a)(1).

(73) ASTM D5403–93, Standard Test Methods for Volatile Content of Radiation Curable Materials, IBR approved for appendix A: Method 24, Section 6.6.

(74) ASTM D5453–00, Standard Test Method for Determination of Total Sulfur in Light Hydrocarbons, Motor Fuels and Oils by Ultraviolet Fluorescence, IBR approved for §60.335(b)(10)(i).

(75) ASTM D5453–05, Standard Test Method for Determination of Total Sulfur in Light Hydrocarbons, Motor Fuels and Oils by Ultraviolet Fluorescence, IBR approved for §60.4415(a)(1)(i).

(76) ASTM D5504–01, Standard Test Method for Determination of Sulfur Compounds in Natural Gas and Gaseous Fuels by Gas Chromatography and Chemiluminescence, IBR approved for §§60.334(h)(1) and 60.4360.

(77) ASTM D5762–02, Standard Test Method for Nitrogen in Petroleum and Petroleum Products by Boat-Inlet Chemiluminescence, IBR approved for §60.335(b)(9)(i).

(78) ASTM D5865–98, Standard Test Method for Gross Calorific Value of Coal and Coke, IBR approved for §60.45(f)(5)(ii), 60.46(c)(2), and appendix A: Method 19, Section 12.5.2.1.3.

(79) ASTM D6216–98, Standard Practice for Opacity Monitor Manufacturers to Certify Conformance with Design and Performance Specifications, IBR approved for appendix B, Performance Specification 1.

(80) ASTM D6228–98, Standard Test Method for Determination of Sulfur Compounds in Natural Gas and Gaseous Fuels by Gas Chromatography and Flame Photometric Detection, IBR approved for §60.334(h)(1).

(81) ASTM D6228–98 (Reapproved 2003), Standard Test Method for Determination of Sulfur Compounds in Natural Gas and Gaseous Fuels by Gas Chromatography and Flame Photometric Detection, IBR approved for §§60.4360 and 60.4415.

(82) ASTM D6348–03, Standard Test Method for Determination of Gaseous Compounds by Extractive Direct Interface Fourier Transform Infrared (FTIR) Spectroscopy, IBR approved for table 7 of subpart IIII of this part and table 2 of subpart JJJJ of this part.

(83) ASTM D6366–99, Standard Test Method for Total Trace Nitrogen and Its Derivatives in Liquid Aromatic Hydrocarbons by Oxidative Combustion and Electrochemical Detection, IBR approved for §60.335(b)(9)(i).

(84) ASTM D6420–99 (Reapproved 2004) Standard Test Method for Determination of Gaseous Organic Compounds by Direct Interface Gas Chromatography-Mass Spectrometry, IBR approved for table 2 of subpart JJJJ of this part.

(85) ASTM D6522–00, Standard Test Method for Determination of Nitrogen Oxides, Carbon Monoxide, and Oxygen Concentrations in Emissions from Natural Gas-Fired Reciprocating Engines, Combustion Turbines, Boilers, and Process Heaters Using Portable Analyzers, IBR approved for §60.335(a).

(86) ASTM D6522–00 (Reapproved 2005), Standard Test Method for Determination of Nitrogen Oxides, Carbon Monoxide, and Oxygen Concentrations in Emissions from Natural Gas-Fired Reciprocating Engines, Combustion Turbines, Boilers, and Process Heaters Using Portable Analyzers, IBR approved for table 2 of subpart JJJJ of this part.

(87) ASTM D6667–01, Standard Test Method for Determination of Total Volatile Sulfur in Gaseous Hydrocarbons and Liquefied Petroleum Gases by Ultraviolet Fluorescence, IBR approved for §60.335(b)(10)(ii).

(88) ASTM D6667–04, Standard Test Method for Determination of Total Volatile Sulfur in Gaseous Hydrocarbons and Liquefied Petroleum Gases by Ultraviolet Fluorescence, IBR approved for §60.4415(a)(1)(ii).

(89) ASTM D6784–02, Standard Test Method for Elemental, Oxidized, Particle-Bound and Total Mercury in Flue Gas Generated from Coal-Fired Stationary Sources (Ontario Hydro Method), IBR approved for appendix B to part 60, Performance Specification 12A, Section 8.6.2.

(90) ASTM E168–67, 77, 92, General Techniques of Infrared Quantitative Analysis, IBR approved for §§60.485a(d)(1), 60.593(b)(2), 60.593a(b)(2), and 60.632(f).

(91) ASTM E169–63, 77, 93, General Techniques of Ultraviolet Quantitative Analysis, IBR approved for §§60.485a(d)(1), 60.593(b)(2), 60.593a(b)(2), and 60.632(f).

(92) ASTM E260–73, 91, 96, General Gas Chromatography Procedures, IBR approved for §§60.485a(d)(1), 60.593(b)(2), 60.593a(b)(2), and 60.632(f).

(b) The following material is available for purchase from the Association of Official Analytical Chemists, 1111 North 19th Street, Suite 210, Arlington, VA 22209.

(1) AOAC Method 9, Official Methods of Analysis of the Association of Official Analytical Chemists, 11th edition, 1970, pp. 11–12, IBR approved January 27, 1983 for §§60.204(b)(3), 60.214(b)(3), 60.224(b)(3), 60.234(b)(3).

(c) The following material is available for purchase from the American Petroleum Institute, 1220 L Street NW., Washington, DC 20005.

(1) API Publication 2517, Evaporation Loss from External Floating Roof Tanks, Second Edition, February 1980, IBR approved January 27, 1983, for §§60.111(i), 60.111a(f), 60.111a(f)(1) and 60.116b(e)(2)(i).

(d) The following material is available for purchase from the Technical Association of the Pulp and Paper Industry (TAPPI), Dunwoody Park, Atlanta, GA 30341.

(1) TAPPI Method T624 os–68, IBR approved January 27, 1983 for §60.285(d)(3).

(e) The following material is available for purchase from the Water Pollution Control Federation (WPCF), 2626 Pennsylvania Avenue NW., Washington, DC 20037.

(1) Method 209A, Total Residue Dried at 103–105 °C, in Standard Methods for the Examination of Water and Wastewater, 15th Edition, 1980, IBR approved February 25, 1985 for §60.683(b).

(f) The following material is available for purchase from the following address: Underwriter's Laboratories, Inc. (UL), 333 Pfingsten Road, Northbrook, IL 60062.

(1) UL 103, Sixth Edition revised as of September 3, 1986, Standard for Chimneys, Factory-built, Residential Type and Building Heating Appliance.

(g) The following material is available for purchase from the following address: West Coast Lumber Inspection Bureau, 6980 SW. Barnes Road, Portland, OR 97223.

(1) West Coast Lumber Standard Grading Rules No. 16, pages 5–21 and 90 and 91, September 3, 1970, revised 1984.

(h) The following material is available for purchase from the American Society of Mechanical Engineers (ASME), Three Park Avenue, New York, NY 10016–5990.

(1) ASME QRO–1–1994, Standard for the Qualification and Certification of Resource Recovery Facility Operators, IBR approved for §§60.56a, 60.54b(a), 60.54b(b), 60.1185(a), 60.1185(c)(2), 60.1675(a), and 60.1675(c)(2).

(2) ASME PTC 4.1–1964 (Reaffirmed 1991), Power Test Codes: Test Code for Steam Generating Units (with 1968 and 1969 Addenda), IBR approved for §§60.46b of subpart Db of this part, 60.58a(h)(6)(ii), 60.58b(i)(6)(ii), 60.1320(a)(3) and 60.1810(a)(3).

(3) ASME Interim Supplement 19.5 on Instruments and Apparatus: Application, Part II of Fluid Meters, 6th Edition (1971), IBR approved for §§60.58a(h)(6)(ii), 60.58b(i)(6)(ii), 60.1320(a)4), and 60.1810(a)(4).

(4) ANSI/ASME PTC 19.10–1981, Flue and Exhaust Gas Analyses [part 10, Instruments and Apparatus], IBR approved for §60.106(e)(2) of subpart J, §§60.104a(d)(3), (d)(5), (d)(6), (h)(3), (h)(4), (h)(5), (i)(3), (i)(4), (i)(5), (j)(3), and (j)(4), 60.105a(d)(4), (f)(2), (f)(4), (g)(2), and (g)(4), 60.106a(a)(1)(iii), (a)(2)(iii), (a)(2)(v), (a)(2)(viii), (a)(3)(ii), and (a)(3)(v), and 60.107a(a)(1)(ii), (a)(1)(iv), (a)(2)(ii), (c)(2), (c)(4), and (d)(2) of subpart Ja, §60.257(b)(3) of subpart Y, tables 1 and 3 of subpart EEEE, tables 2 and 4 of subpart FFFF, table 2 of subpart JJJJ, and §§60.4415(a)(2) and 60.4415(a)(3) of subpart KKKK of this part. Methods," EPA Publication SW–846 Third Edition (November 1986), as amended by Updates I (July 1992), II (September 1994), IIA (August, 1993), IIB (January 1995), and III (December 1996). This document may be obtained from the U.S. EPA, Office of Solid Waste and Emergency Response, Waste Characterization Branch, Washington, DC 20460, and is incorporated by reference for appendix A to part 60, Method 29, Sections 7.5.34; 9.2.1; 9.2.3; 10.2; 10.3; 11.1.1; 11.1.3; 13.2.1; 13.2.2; 13.3.1; and table 29–3.

(j) "Standard Methods for the Examination of Water and Wastewater," 16th edition, 1985. Method 303F: "Determination of Mercury by the Cold Vapor Technique." This document may be obtained from the American Public Health Association, 1015 18th Street, NW., Washington, DC 20036, and is incorporated by reference for appendix A to part 60, Method 29, Sections 9.2.3; 10.3; and 11.1.3.

(k) This material is available for purchase from the American Hospital Association (AHA) Service, Inc., Post Office Box 92683, Chicago, Illinois 60675–2683. You may inspect a copy at EPA's Air and Radiation Docket and Information Center (Docket A–91–61, Item IV–J–124), Room M–1500, 1200 Pennsylvania Ave., NW., Washington, DC.

(1) An Ounce of Prevention: Waste Reduction Strategies for Health Care Facilities. American Society for Health Care Environmental Services of the American Hospital Association. Chicago, Illinois. 1993. AHA Catalog No. 057007. ISBN 0–87258–673–5. IBR approved for §60.35e and §60.55c.

(l) This material is available for purchase from the National Technical Information Services, 5285 Port Royal Road, Springfield, Virginia 22161. You may inspect a copy at EPA's Air and Radiation Docket and Information Center (Docket A–91–61, Item IV–J–125), Room M–1500, 1200 Pennsylvania Ave., NW., Washington, DC.

(1) OMB Bulletin No. 93–17: Revised Statistical Definitions for Metropolitan Areas. Office of Management and Budget, June 30, 1993. NTIS No. PB 93–192–664. IBR approved for §60.31e.

(2) [Reserved]

(m) This material is available for purchase from at least one of the following addresses: The Gas Processors Association, 6526 East 60th Street, Tulsa, OK, 74145; or Information Handling Services, 15 Inverness Way East, PO Box 1154, Englewood, CO 80150–1154. You may inspect a copy at EPA's Air and Radiation Docket and Information Center, Room B108, 1301 Constitution Ave., NW., Washington, DC 20460. You may inspect a copy at EPA's Air and Radiation Docket and Information Center, Room 3334, 1301 Constitution Ave., NW., Washington, DC 20460.

(1) Gas Processors Association Standard 2377–86, Test for Hydrogen Sulfide and Carbon Dioxide in Natural Gas Using Length of Stain Tubes, 1986 Revision, IBR approved for §§60.105(b)(1)(iv), 60.107a(b)(1)(iv), 60.334(h)(1), 60.4360, and 60.4415(a)(1)(ii).

(2) [Reserved]

(n) This material is available for purchase from IHS Inc., 15 Inverness Way East, Englewood, CO 80112.

(1) International Organization for Standards 8178–4: 1996(E), Reciprocating Internal Combustion Engines—Exhaust Emission Measurement—part 4: Test Cycles for Different Engine Applications, IBR approved for §60.4241(b).

(2) [Reserved]

[48 FR 3735, Jan. 27, 1983]

Editorial Note: ForFederal Registercitations affecting §60.17, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

§ 60.18 General control device and work practice requirements.

(a) *Introduction.* (1) This section contains requirements for control devices used to comply with applicable subparts of 40 CFR parts 60 and 61. The requirements are placed here for administrative convenience and apply only to facilities covered by subparts referring to this section.

(2) This section also contains requirements for an alternative work practice used to identify leaking equipment. This alternative work practice is placed here for administrative convenience and is available to all subparts in 40 CFR parts 60, 61, 63, and 65 that require monitoring of equipment with a 40 CFR part 60, Appendix A–7, Method 21 monitor.

(b) *Flares.* Paragraphs (c) through (f) apply to flares.

(c)(1) Flares shall be designed for and operated with no visible emissions as determined by the methods specified in paragraph (f), except for periods not to exceed a total of 5 minutes during any 2 consecutive hours.

(2) Flares shall be operated with a flame present at all times, as determined by the methods specified in paragraph (f).

(3) An owner/operator has the choice of adhering to either the heat content specifications in paragraph (c)(3)(ii) of this section and the maximum tip velocity specifications in paragraph (c)(4) of this section, or adhering to the requirements in paragraph (c)(3)(i) of this section.

(i)(A) Flares shall be used that have a diameter of 3 inches or greater, are nonassisted, have a hydrogen content of 8.0 percent (by volume), or greater, and are designed for and operated with an exit velocity less than 37.2 m/sec (122 ft/sec) and less than the velocity, V_{max}, as determined by the following equation:

$V_{max}=(X_{H2}-K_1)* K_2$

Where:

V_{max}=Maximum permitted velocity, m/sec.

K_1=Constant, 6.0 volume-percent hydrogen.

K_2=Constant, 3.9(m/sec)/volume-percent hydrogen.

X_{H2}=The volume-percent of hydrogen, on a wet basis, as calculated by using the American Society for Testing and Materials (ASTM) Method D1946–77. (Incorporated by reference as specified in §60.17).

(B) The actual exit velocity of a flare shall be determined by the method specified in paragraph (f)(4) of this section.

(ii) Flares shall be used only with the net heating value of the gas being combusted being 11.2 MJ/scm (300 Btu/scf) or greater if the flare is steam-assisted or air-assisted; or with the net heating value of the gas being combusted being 7.45 MJ/scm (200 Btu/scf) or greater if the flare is nonassisted. The net heating value of the gas being combusted shall be determined by the methods specified in paragraph (f)(3) of this section.

(4)(i) Steam-assisted and nonassisted flares shall be designed for and operated with an exit velocity, as determined by the methods specified in paragraph (f)(4) of this section, less than 18.3 m/sec (60 ft/sec), except as provided in paragraphs (c)(4) (ii) and (iii) of this section.

(ii) Steam-assisted and nonassisted flares designed for and operated with an exit velocity, as determined by the methods specified in paragraph (f)(4), equal to or greater than 18.3 m/sec (60 ft/sec) but less than 122 m/sec (400 ft/sec) are allowed if the net heating value of the gas being combusted is greater than 37.3 MJ/scm (1,000 Btu/scf).

(iii) Steam-assisted and nonassisted flares designed for and operated with an exit velocity, as determined by the methods specified in paragraph (f)(4), less than the velocity, V_{max}, as determined by the method specified in paragraph (f)(5), and less than 122 m/sec (400 ft/sec) are allowed.

(5) Air-assisted flares shall be designed and operated with an exit velocity less than the velocity, V_{max}, as determined by the method specified in paragraph (f)(6).

(6) Flares used to comply with this section shall be steam-assisted, air-assisted, or nonassisted.

(d) Owners or operators of flares used to comply with the provisions of this subpart shall monitor these control devices to ensure that they are operated and maintained in conformance with their designs. Applicable subparts will provide provisions stating how owners or operators of flares shall monitor these control devices.

(e) Flares used to comply with provisions of this subpart shall be operated at all times when emissions may be vented to them.

(f)(1) Method 22 of appendix A to this part shall be used to determine the compliance of flares with the visible emission provisions of this subpart. The observation period is 2 hours and shall be used according to Method 22.

(2) The presence of a flare pilot flame shall be monitored using a thermocouple or any other equivalent device to detect the presence of a flame.

(3) The net heating value of the gas being combusted in a flare shall be calculated using the following equation:

$$H_T = K \sum_{i=1}^{n} C_i H_i$$

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where:

H_T=Net heating value of the sample, MJ/scm; where the net enthalpy per mole of offgas is based on combustion at 25 °C and 760 mm Hg, but the standard temperature for determining the volume corresponding to one mole is 20 °C;

$$K = \text{Constant}, \; 1.740 \times 10^{-7} \left(\frac{1}{ppm}\right) \left(\frac{g\ mole}{scm}\right) \left(\frac{MJ}{kcal}\right)$$

where the standard temperature for $\left(\frac{g\ mole}{scm}\right)$ is 20°C;

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C_i=Concentration of sample component i in ppm on a wet basis, as measured for organics by Reference Method 18 and measured for hydrogen and carbon monoxide by ASTM D1946–77 or 90 (Reapproved 1994) (Incorporated by reference as specified in §60.17); and

H_i=Net heat of combustion of sample component i, kcal/g mole at 25 °C and 760 mm Hg. The heats of combustion may be determined using ASTM D2382–76 or 88 or D4809–95 (incorporated by reference as specified in §60.17) if published values are not available or cannot be calculated.

(4) The actual exit velocity of a flare shall be determined by dividing the volumetric flowrate (in units of standard temperature and pressure), as determined by Reference Methods 2, 2A, 2C, or 2D as appropriate; by the unobstructed (free) cross sectional area of the flare tip.

(5) The maximum permitted velocity, V_{max}, for flares complying with paragraph (c)(4)(iii) shall be determined by the following equation.

$$\text{Log}_{10}(V_{max})=(H_T+28.8)/31.7$$

V_{max}=Maximum permitted velocity, M/sec

28.8=Constant

31.7=Constant

H_T=The net heating value as determined in paragraph (f)(3).

(6) The maximum permitted velocity, V_{max}, for air-assisted flares shall be determined by the following equation.

V_{max}=8.706+0.7084 (H_T)

V_{max}=Maximum permitted velocity, m/sec

8.706=Constant

0.7084=Constant

H_T=The net heating value as determined in paragraph (f)(3).

(g) *Alternative work practice for monitoring equipment for leaks.* Paragraphs (g), (h), and (i) of this section apply to all equipment for which the applicable subpart requires monitoring with a 40 CFR part 60, Appendix A–7, Method 21 monitor, except for closed vent systems, equipment designated as leakless, and equipment identified in the applicable subpart as having no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background. An owner or operator may use an optical gas imaging instrument instead of a 40 CFR part 60, Appendix A–7, Method 21 monitor. Requirements in the existing subparts that are specific to the Method 21 instrument do not apply under this section. All other requirements in the applicable subpart that are not addressed in paragraphs (g), (h), and (i) of this section apply to this standard. For example, equipment specification requirements, and non-Method 21 instrument recordkeeping and reporting requirements in the applicable subpart continue to apply. The terms defined in paragraphs (g)(1) through (5) of this section have meanings that are specific to the alternative work practice standard in paragraphs (g), (h), and (i) of this section.

(1) *Applicable subpart* means the subpart in 40 CFR parts 60, 61, 63, or 65 that requires monitoring of equipment with a 40 CFR part 60, Appendix A–7, Method 21 monitor.

(2) *Equipment* means pumps, valves, pressure relief valves, compressors, open-ended lines, flanges, connectors, and other equipment covered by the applicable subpart that require monitoring with a 40 CFR part 60, Appendix A–7, Method 21 monitor.

(3) *Imaging* means making visible emissions that may otherwise be invisible to the naked eye.

(4) *Optical gas imaging instrument* means an instrument that makes visible emissions that may otherwise be invisible to the naked eye.

(5) *Repair* means that equipment is adjusted, or otherwise altered, in order to eliminate a leak.

(6) *Leak* means:

(i) Any emissions imaged by the optical gas instrument;

(ii) Indications of liquids dripping;

(iii) Indications by a sensor that a seal or barrier fluid system has failed; or

(iv) Screening results using a 40 CFR part 60, Appendix A–7, Method 21 monitor that exceed the leak definition in the applicable subpart to which the equipment is subject.

(h) The alternative work practice standard for monitoring equipment for leaks is available to all subparts in 40 CFR parts 60, 61, 63, and 65 that require monitoring of equipment with a 40 CFR part 60, Appendix A–7, Method 21 monitor.

(1) An owner or operator of an affected source subject to CFR parts 60, 61, 63, or 65 can choose to comply with the alternative work practice requirements in paragraph (i) of this section instead of using the 40 CFR part 60, Appendix A–7, Method 21 monitor to identify leaking equipment. The owner or operator must document the equipment, process units, and facilities for which the alternative work practice will be used to identify leaks.

(2) Any leak detected when following the leak survey procedure in paragraph (i)(3) of this section must be identified for repair as required in the applicable subpart.

(3) If the alternative work practice is used to identify leaks, re-screening after an attempted repair of leaking equipment must be conducted using either the alternative work practice or the 40 CFR part 60, Appendix A–7, Method 21 monitor at the leak definition required in the applicable subpart to which the equipment is subject.

(4) The schedule for repair is as required in the applicable subpart.

(5) When this alternative work practice is used for detecting leaking equipment, choose one of the monitoring frequencies listed in Table 1 to subpart A of this part in lieu of the monitoring frequency specified for regulated equipment in the applicable subpart. Reduced monitoring frequencies for good performance are not applicable when using the alternative work practice.

(6) When this alternative work practice is used for detecting leaking equipment the following are not applicable for the equipment being monitored:

(i) Skip period leak detection and repair;

(ii) Quality improvement plans; or

(iii) Complying with standards for allowable percentage of valves and pumps to leak.

(7) When the alternative work practice is used to detect leaking equipment, the regulated equipment in paragraph (h)(1)(i) of this section must also be monitored annually using a 40 CFR part 60, Appendix A–7, Method 21 monitor at the leak definition required in the applicable subpart. The owner or operator may choose the specific monitoring period (for example, first quarter) to conduct the annual monitoring. Subsequent monitoring must be conducted every 12 months from the initial period. Owners or operators must keep records of the annual Method 21 screening results, as specified in paragraph (i)(4)(vii) of this section.

(i) An owner or operator of an affected source who chooses to use the alternative work practice must comply with the requirements of paragraphs (i)(1) through (i)(5) of this section.

(1) Instrument Specifications. The optical gas imaging instrument must comply with the requirements in (i)(1)(i) and (i)(1)(ii) of this section.

(i) Provide the operator with an image of the potential leak points for each piece of equipment at both the detection sensitivity level and within the distance used in the daily instrument check described in paragraph (i)(2) of this section. The detection sensitivity level depends upon the frequency at which leak monitoring is to be performed.

(ii) Provide a date and time stamp for video records of every monitoring event.

(2) Daily Instrument Check. On a daily basis, and prior to beginning any leak monitoring work, test the optical gas imaging instrument at the mass flow rate determined in paragraph (i)(2)(i) of

this section in accordance with the procedure specified in paragraphs (i)(2)(ii) through (i)(2)(iv) of this section for each camera configuration used during monitoring (for example, different lenses used), unless an alternative method to demonstrate daily instrument checks has been approved in accordance with paragraph (i)(2)(v) of this section.

(i) Calculate the mass flow rate to be used in the daily instrument check by following the procedures in paragraphs (i)(2)(i)(A) and (i)(2)(i)(B) of this section.

(A) For a specified population of equipment to be imaged by the instrument, determine the piece of equipment in contact with the lowest mass fraction of chemicals that are detectable, within the distance to be used in paragraph (i)(2)(iv)(B) of this section, at or below the standard detection sensitivity level.

(B) Multiply the standard detection sensitivity level, corresponding to the selected monitoring frequency in Table 1 of subpart A of this part, by the mass fraction of detectable chemicals from the stream identified in paragraph (i)(2)(i)(A) of this section to determine the mass flow rate to be used in the daily instrument check, using the following equation.

$$E_{dic} = (E_{sds}) \sum_{i=1}^{k} x_i$$

Where:

E_{dic}= Mass flow rate for the daily instrument check, grams per hour

x_i= Mass fraction of detectable chemical(s) i seen by the optical gas imaging instrument, within the distance to be used in paragraph (i)(2)(iv)(B) of this section, at or below the standard detection sensitivity level, E_{sds}.

E_{sds}= Standard detection sensitivity level from Table 1 to subpart A, grams per hour

k = Total number of detectable chemicals emitted from the leaking equipment and seen by the optical gas imaging instrument.

(ii) Start the optical gas imaging instrument according to the manufacturer's instructions, ensuring that all appropriate settings conform to the manufacturer's instructions.

(iii) Use any gas chosen by the user that can be viewed by the optical gas imaging instrument and that has a purity of no less than 98 percent.

(iv) Establish a mass flow rate by using the following procedures:

(A) Provide a source of gas where it will be in the field of view of the optical gas imaging instrument.

(B) Set up the optical gas imaging instrument at a recorded distance from the outlet or leak orifice of the flow meter that will not be exceeded in the actual performance of the leak survey. Do not exceed the operating parameters of the flow meter.

(C) Open the valve on the flow meter to set a flow rate that will create a mass emission rate equal to the mass rate specified in paragraph (i)(2)(i) of this section while observing the gas flow through the optical gas imaging instrument viewfinder. When an image of the gas emission is

seen through the viewfinder at the required emission rate, make a record of the reading on the flow meter.

(v) Repeat the procedures specified in paragraphs (i)(2)(ii) through (i)(2)(iv) of this section for each configuration of the optical gas imaging instrument used during the leak survey.

(vi) To use an alternative method to demonstrate daily instrument checks, apply to the Administrator for approval of the alternative under §60.13(i).

(3) Leak Survey Procedure. Operate the optical gas imaging instrument to image every regulated piece of equipment selected for this work practice in accordance with the instrument manufacturer's operating parameters. All emissions imaged by the optical gas imaging instrument are considered to be leaks and are subject to repair. All emissions visible to the naked eye are also considered to be leaks and are subject to repair.

(4) Recordkeeping. You must keep the records described in paragraphs (i)(4)(i) through (i)(4)(vii) of this section:

(i) The equipment, processes, and facilities for which the owner or operator chooses to use the alternative work practice.

(ii) The detection sensitivity level selected from Table 1 to subpart A of this part for the optical gas imaging instrument.

(iii) The analysis to determine the piece of equipment in contact with the lowest mass fraction of chemicals that are detectable, as specified in paragraph (i)(2)(i)(A) of this section.

(iv) The technical basis for the mass fraction of detectable chemicals used in the equation in paragraph (i)(2)(i)(B) of this section.

(v) The daily instrument check. Record the distance, per paragraph (i)(2)(iv)(B) of this section, and the flow meter reading, per paragraph (i)(2)(iv)(C) of this section, at which the leak was imaged. Keep a video record of the daily instrument check for each configuration of the optical gas imaging instrument used during the leak survey (for example, the daily instrument check must be conducted for each lens used). The video record must include a time and date stamp for each daily instrument check. The video record must be kept for 5 years.

(vi) Recordkeeping requirements in the applicable subpart. A video record must be used to document the leak survey results. The video record must include a time and date stamp for each monitoring event. A video record can be used to meet the recordkeeping requirements of the applicable subparts if each piece of regulated equipment selected for this work practice can be identified in the video record. The video record must be kept for 5 years.

(vii) The results of the annual Method 21 screening required in paragraph (h)(7) of this section. Records must be kept for all regulated equipment specified in paragraph (h)(1) of this section. Records must identify the equipment screened, the screening value measured by Method 21, the time and date of the screening, and calibration information required in the existing applicable subpart.

(5) Reporting. Submit the reports required in the applicable subpart. Submit the records of the annual Method 21 screening required in paragraph (h)(7) of this section to the Administrator via e-mail to *CCG-AWP@EPA.GOV.*

[51 FR 2701, Jan. 21, 1986, as amended at 63 FR 24444, May 4, 1998; 65 FR 61752, Oct. 17, 2000; 73 FR 78209, Dec. 22, 2008]

§ 60.19 General notification and reporting requirements.

(a) For the purposes of this part, time periods specified in days shall be measured in calendar days, even if the word “calendar” is absent, unless otherwise specified in an applicable requirement.

(b) For the purposes of this part, if an explicit postmark deadline is not specified in an applicable requirement for the submittal of a notification, application, report, or other written communication to the Administrator, the owner or operator shall postmark the submittal on or before the number of days specified in the applicable requirement. For example, if a notification must be submitted 15 days before a particular event is scheduled to take place, the notification shall be postmarked on or before 15 days preceding the event; likewise, if a notification must be submitted 15 days after a particular event takes place, the notification shall be delivered or postmarked on or before 15 days following the end of the event. The use of reliable non-Government mail carriers that provide indications of verifiable delivery of information required to be submitted to the Administrator, similar to the postmark provided by the U.S. Postal Service, or alternative means of delivery, including the use of electronic media, agreed to by the permitting authority, is acceptable.

(c) Notwithstanding time periods or postmark deadlines specified in this part for the submittal of information to the Administrator by an owner or operator, or the review of such information by the Administrator, such time periods or deadlines may be changed by mutual agreement between the owner or operator and the Administrator. Procedures governing the implementation of this provision are specified in paragraph (f) of this section.

(d) If an owner or operator of an affected facility in a State with delegated authority is required to submit periodic reports under this part to the State, and if the State has an established timeline for the submission of periodic reports that is consistent with the reporting frequency(ies) specified for such facility under this part, the owner or operator may change the dates by which periodic reports under this part shall be submitted (without changing the frequency of reporting) to be consistent with the State's schedule by mutual agreement between the owner or operator and the State. The allowance in the previous sentence applies in each State beginning 1 year after the affected facility is required to be in compliance with the applicable subpart in this part. Procedures governing the implementation of this provision are specified in paragraph (f) of this section.

(e) If an owner or operator supervises one or more stationary sources affected by standards set under this part and standards set under part 61, part 63, or both such parts of this chapter, he/she may arrange by mutual agreement between the owner or operator and the Administrator (or the State with an approved permit program) a common schedule on which periodic reports required by each applicable standard shall be submitted throughout the year. The allowance in the previous sentence applies in each State beginning 1 year after the stationary source is required to be in compliance with the applicable subpart in this part, or 1 year after the stationary source is required to be in compliance with the applicable 40 CFR part 61 or part 63 of this chapter standard, whichever is latest. Procedures governing the implementation of this provision are specified in paragraph (f) of this section.

(f)(1)(i) Until an adjustment of a time period or postmark deadline has been approved by the Administrator under paragraphs (f)(2) and (f)(3) of this section, the owner or operator of an affected facility remains strictly subject to the requirements of this part.

(ii) An owner or operator shall request the adjustment provided for in paragraphs (f)(2) and (f)(3) of this section each time he or she wishes to change an applicable time period or postmark deadline specified in this part.

(2) Notwithstanding time periods or postmark deadlines specified in this part for the submittal of information to the Administrator by an owner or operator, or the review of such information by the Administrator, such time periods or deadlines may be changed by mutual agreement between the owner or operator and the Administrator. An owner or operator who wishes to request a change in a time period or postmark deadline for a particular requirement shall request the adjustment in writing as soon as practicable before the subject activity is required to take place. The owner or operator shall include in the request whatever information he or she considers useful to convince the Administrator that an adjustment is warranted.

(3) If, in the Administrator's judgment, an owner or operator's request for an adjustment to a particular time period or postmark deadline is warranted, the Administrator will approve the adjustment. The Administrator will notify the owner or operator in writing of approval or disapproval of the request for an adjustment within 15 calendar days of receiving sufficient information to evaluate the request.

(4) If the Administrator is unable to meet a specified deadline, he or she will notify the owner or operator of any significant delay and inform the owner or operator of the amended schedule.

[59 FR 12428, Mar. 16, 1994, as amended at 64 FR 7463, Feb. 12, 1998]

Table 1 to Subpart A to Part 60–Detection Sensitivity Levels (grams per hour)

Monitoring frequency per subpart[a]	Detection sensitivity level
Bi-Monthly	60
Semi-Quarterly	85
Monthly	100

[a]When this alternative work practice is used to identify leaking equipment, the owner or operator must choose one of the monitoring frequencies listed in this table in lieu of the monitoring frequency specified in the applicable subpart. Bi-monthly means every other month. Semi-quarterly means twice per quarter. Monthly means once per month.

[73 FR 78211, Dec. 22, 2008]

Appendix B

Title 40: Protection of Environment

PART 63—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS FOR SOURCE CATEGORIES

Browse Next

Subpart A—General Provisions

Source: 59 FR 12430, Mar. 16, 1994, unless otherwise noted.

§ 63.1 Applicability.

(a) *General.* (1) Terms used throughout this part are defined in §63.2 or in the Clean Air Act (Act) as amended in 1990, except that individual subparts of this part may include specific definitions in addition to or that supersede definitions in §63.2.

(2) This part contains national emission standards for hazardous air pollutants (NESHAP) established pursuant to section 112 of the Act as amended November 15, 1990. These standards regulate specific categories of stationary sources that emit (or have the potential to emit) one or more hazardous air pollutants listed in this part pursuant to section 112(b) of the Act. This section explains the applicability of such standards to sources affected by them. The standards in this part are independent of NESHAP contained in 40 CFR part 61. The NESHAP in part 61 promulgated by signature of the Administrator before November 15, 1990 (i.e., the date of enactment of the Clean Air Act Amendments of 1990) remain in effect until they are amended, if appropriate, and added to this part.

(3) No emission standard or other requirement established under this part shall be interpreted, construed, or applied to diminish or replace the requirements of a more stringent emission limitation or other applicable requirement established by the Administrator pursuant to other authority of the Act (section 111, part C or D or any other authority of this Act), or a standard issued under State authority. The Administrator may specify in a specific standard under this part that facilities subject to other provisions under the Act need only comply with the provisions of that standard.

(4)(i) Each relevant standard in this part 63 must identify explicitly whether each provision in this subpart A is or is not included in such relevant standard.

(ii) If a relevant part 63 standard incorporates the requirements of 40 CFR part 60, part 61 or other part 63 standards, the relevant part 63 standard must identify explicitly the applicability of each corresponding part 60, part 61, or other part 63 subpart A (General) provision.

(iii) The General Provisions in this subpart A do not apply to regulations developed pursuant to section 112(r) of the amended Act, unless otherwise specified in those regulations.

(5) [Reserved]

(6) To obtain the most current list of categories of sources to be regulated under section 112 of the Act, or to obtain the most recent regulation promulgation schedule established pursuant to section 112(e) of the Act, contact the Office of the Director, Emission Standards Division, Office of Air Quality Planning and Standards, U.S. EPA (MD–13), Research Triangle Park, North Carolina 27711.

(7)–(9) [Reserved]

(10) For the purposes of this part, time periods specified in days shall be measured in calendar days, even if the word “calendar” is absent, unless otherwise specified in an applicable requirement.

(11) For the purposes of this part, if an explicit postmark deadline is not specified in an applicable requirement for the submittal of a notification, application, test plan, report, or other written communication to the Administrator, the owner or operator shall postmark the submittal on or before the number of days specified in the applicable requirement. For example, if a notification must be submitted 15 days before a particular event is scheduled to take place, the notification shall be postmarked on or before 15 days preceding the event; likewise, if a notification must be submitted 15 days after a particular event takes place, the notification shall be postmarked on or before 15 days following the end of the event. The use of reliable non-Government mail carriers that provide indications of verifiable delivery of information required to be submitted to the Administrator, similar to the postmark provided by the U.S. Postal Service, or alternative means of delivery agreed to by the permitting authority, is acceptable.

(12) Notwithstanding time periods or postmark deadlines specified in this part for the submittal of information to the Administrator by an owner or operator, or the review of such information by the Administrator, such time periods or deadlines may be changed by mutual agreement between the owner or operator and the Administrator. Procedures governing the implementation of this provision are specified in §63.9(i).

(b) *Initial applicability determination for this part.* (1) The provisions of this part apply to the owner or operator of any stationary source that—

(i) Emits or has the potential to emit any hazardous air pollutant listed in or pursuant to section 112(b) of the Act; and

(ii) Is subject to any standard, limitation, prohibition, or other federally enforceable requirement established pursuant to this part.

(2) [Reserved]

(3) An owner or operator of a stationary source who is in the relevant source category and who determines that the source is not subject to a relevant standard or other requirement established under this part must keep a record as specified in §63.10(b)(3).

(c) *Applicability of this part after a relevant standard has been set under this part.* (1) If a relevant standard has been established under this part, the owner or operator of an affected source must comply with the provisions of that standard and of this subpart as provided in paragraph (a)(4) of this section.

(2) Except as provided in §63.10(b)(3), if a relevant standard has been established under this part, the owner or operator of an affected source may be required to obtain a title V permit from a permitting authority in the State in which the source is located. Emission standards promulgated in this part for area sources pursuant to section 112(c)(3) of the Act will specify whether—

(i) States will have the option to exclude area sources affected by that standard from the requirement to obtain a title V permit (i.e., the standard will exempt the category of area sources altogether from the permitting requirement);

(ii) States will have the option to defer permitting of area sources in that category until the Administrator takes rulemaking action to determine applicability of the permitting requirements; or

(iii) If a standard fails to specify what the permitting requirements will be for area sources affected by such a standard, then area sources that are subject to the standard will be subject to the requirement to obtain a title V permit without any deferral.

(3)–(4) [Reserved]

(5) If an area source that otherwise would be subject to an emission standard or other requirement established under this part if it were a major source subsequently increases its emissions of hazardous air pollutants (or its potential to emit hazardous air pollutants) such that the source is a major source that is subject to the emission standard or other requirement, such source also shall be subject to the notification requirements of this subpart.

(d) [Reserved]

(e) If the Administrator promulgates an emission standard under section 112(d) or (h) of the Act that is applicable to a source subject to an emission limitation by permit established under section 112(j) of the Act, and the requirements under the section 112(j) emission limitation are substantially as effective as the promulgated emission standard, the owner or operator may request the permitting authority to revise the source's title V permit to reflect that the emission limitation in the permit satisfies the requirements of the promulgated emission standard. The process by which the permitting authority determines whether the section 112(j) emission limitation is substantially as effective as the promulgated emission standard must include, consistent with part 70 or 71 of this chapter, the opportunity for full public, EPA, and affected State review (including the opportunity for EPA's objection) prior to the permit revision being finalized. A negative determination by the permitting authority constitutes final action for purposes of review and appeal under the applicable title V operating permit program.

[59 FR 12430, Mar. 16, 1994, as amended at 67 FR 16595, Apr. 5, 2002]

§ 63.2 Definitions.

The terms used in this part are defined in the Act or in this section as follows:

Act means the Clean Air Act (42 U.S.C. 7401 et seq., as amended by Pub. L. 101–549, 104 Stat. 2399).

Actual emissions is defined in subpart D of this part for the purpose of granting a compliance extension for an early reduction of hazardous air pollutants.

Administrator means the Administrator of the United States Environmental Protection Agency or his or her authorized representative (e.g., a State that has been delegated the authority to implement the provisions of this part).

Affected source, for the purposes of this part, means the collection of equipment, activities, or both within a single contiguous area and under common control that is included in a section 112(c) source category or subcategory for which a section 112(d) standard or other relevant standard is established pursuant to section 112 of the Act. Each relevant standard will define the “affected source,” as defined in this paragraph unless a different definition is warranted based on a published justification as to why this definition would result in significant administrative, practical, or implementation problems and why the different definition would resolve those

problems. The term “affected source,” as used in this part, is separate and distinct from any other use of that term in EPA regulations such as those implementing title IV of the Act. Affected source may be defined differently for part 63 than affected facility and stationary source in parts 60 and 61, respectively. This definition of “affected source,” and the procedures for adopting an alternative definition of “affected source,” shall apply to each section 112(d) standard for which the initial proposed rule is signed by the Administrator after June 30, 2002.

Alternative emission limitation means conditions established pursuant to sections 112(i)(5) or 112(i)(6) of the Act by the Administrator or by a State with an approved permit program.

Alternative emission standard means an alternative means of emission limitation that, after notice and opportunity for public comment, has been demonstrated by an owner or operator to the Administrator's satisfaction to achieve a reduction in emissions of any air pollutant at least equivalent to the reduction in emissions of such pollutant achieved under a relevant design, equipment, work practice, or operational emission standard, or combination thereof, established under this part pursuant to section 112(h) of the Act.

Alternative test method means any method of sampling and analyzing for an air pollutant that is not a test method in this chapter and that has been demonstrated to the Administrator's satisfaction, using Method 301 in appendix A of this part, to produce results adequate for the Administrator's determination that it may be used in place of a test method specified in this part.

Approved permit program means a State permit program approved by the Administrator as meeting the requirements of part 70 of this chapter or a Federal permit program established in this chapter pursuant to title V of the Act (42 U.S.C. 7661).

Area source means any stationary source of hazardous air pollutants that is not a major source as defined in this part.

Commenced means, with respect to construction or reconstruction of an affected source, that an owner or operator has undertaken a continuous program of construction or reconstruction or that an owner or operator has entered into a contractual obligation to undertake and complete, within a reasonable time, a continuous program of construction or reconstruction.

Compliance date means the date by which an affected source is required to be in compliance with a relevant standard, limitation, prohibition, or any federally enforceable requirement established by the Administrator (or a State with an approved permit program) pursuant to section 112 of the Act.

Compliance schedule means: (1) In the case of an affected source that is in compliance with all applicable requirements established under this part, a statement that the source will continue to comply with such requirements; or

(2) In the case of an affected source that is required to comply with applicable requirements by a future date, a statement that the source will meet such requirements on a timely basis and, if required by an applicable requirement, a detailed schedule of the dates by which each step toward compliance will be reached; or

(3) In the case of an affected source not in compliance with all applicable requirements established under this part, a schedule of remedial measures, including an enforceable sequence of actions or operations with milestones and a schedule for the submission of certified progress reports, where applicable, leading to compliance with a relevant standard, limitation, prohibition, or any federally enforceable requirement established pursuant to section 112 of the Act for which the affected source is not in compliance. This compliance schedule shall resemble and be at least

as stringent as that contained in any judicial consent decree or administrative order to which the source is subject. Any such schedule of compliance shall be supplemental to, and shall not sanction noncompliance with, the applicable requirements on which it is based.

Construction means the on-site fabrication, erection, or installation of an affected source. Construction does not include the removal of all equipment comprising an affected source from an existing location and reinstallation of such equipment at a new location. The owner or operator of an existing affected source that is relocated may elect not to reinstall minor ancillary equipment including, but not limited to, piping, ductwork, and valves. However, removal and reinstallation of an affected source will be construed as reconstruction if it satisfies the criteria for reconstruction as defined in this section. The costs of replacing minor ancillary equipment must be considered in determining whether the existing affected source is reconstructed.

Continuous emission monitoring system (CEMS) means the total equipment that may be required to meet the data acquisition and availability requirements of this part, used to sample, condition (if applicable), analyze, and provide a record of emissions.

Continuous monitoring system (CMS) is a comprehensive term that may include, but is not limited to, continuous emission monitoring systems, continuous opacity monitoring systems, continuous parameter monitoring systems, or other manual or automatic monitoring that is used for demonstrating compliance with an applicable regulation on a continuous basis as defined by the regulation.

Continuous opacity monitoring system (COMS) means a continuous monitoring system that measures the opacity of emissions.

Continuous parameter monitoring system means the total equipment that may be required to meet the data acquisition and availability requirements of this part, used to sample, condition (if applicable), analyze, and provide a record of process or control system parameters.

Effective date means:

(1) With regard to an emission standard established under this part, the date of promulgation in theFederal Registerof such standard; or

(2) With regard to an alternative emission limitation or equivalent emission limitation determined by the Administrator (or a State with an approved permit program), the date that the alternative emission limitation or equivalent emission limitation becomes effective according to the provisions of this part.

Emission standard means a national standard, limitation, prohibition, or other regulation promulgated in a subpart of this part pursuant to sections 112(d), 112(h), or 112(f) of the Act.

Emissions averaging is a way to comply with the emission limitations specified in a relevant standard, whereby an affected source, if allowed under a subpart of this part, may create emission credits by reducing emissions from specific points to a level below that required by the relevant standard, and those credits are used to offset emissions from points that are not controlled to the level required by the relevant standard.

EPA means the United States Environmental Protection Agency.

Equivalent emission limitation means any maximum achievable control technology emission limitation or requirements which are applicable to a major source of hazardous air pollutants and

are adopted by the Administrator (or a State with an approved permit program) on a case-by-case basis, pursuant to section 112(g) or (j) of the Act.

Excess emissions and continuous monitoring system performance report is a report that must be submitted periodically by an affected source in order to provide data on its compliance with relevant emission limits, operating parameters, and the performance of its continuous parameter monitoring systems.

Existing source means any affected source that is not a new source.

Federally enforceable means all limitations and conditions that are enforceable by the Administrator and citizens under the Act or that are enforceable under other statutes administered by the Administrator. Examples of federally enforceable limitations and conditions include, but are not limited to:

(1) Emission standards, alternative emission standards, alternative emission limitations, and equivalent emission limitations established pursuant to section 112 of the Act as amended in 1990;

(2) New source performance standards established pursuant to section 111 of the Act, and emission standards established pursuant to section 112 of the Act before it was amended in 1990;

(3) All terms and conditions in a title V permit, including any provisions that limit a source's potential to emit, unless expressly designated as not federally enforceable;

(4) Limitations and conditions that are part of an approved State Implementation Plan (SIP) or a Federal Implementation Plan (FIP);

(5) Limitations and conditions that are part of a Federal construction permit issued under 40 CFR 52.21 or any construction permit issued under regulations approved by the EPA in accordance with 40 CFR part 51;

(6) Limitations and conditions that are part of an operating permit where the permit and the permitting program pursuant to which it was issued meet all of the following criteria:

(i) The operating permit program has been submitted to and approved by EPA into a State implementation plan (SIP) under section 110 of the CAA;

(ii) The SIP imposes a legal obligation that operating permit holders adhere to the terms and limitations of such permits and provides that permits which do not conform to the operating permit program requirements and the requirements of EPA's underlying regulations may be deemed not “federally enforceable” by EPA;

(iii) The operating permit program requires that all emission limitations, controls, and other requirements imposed by such permits will be at least as stringent as any other applicable limitations and requirements contained in the SIP or enforceable under the SIP, and that the program may not issue permits that waive, or make less stringent, any limitations or requirements contained in or issued pursuant to the SIP, or that are otherwise “federally enforceable”;

(iv) The limitations, controls, and requirements in the permit in question are permanent, quantifiable, and otherwise enforceable as a practical matter; and

(v) The permit in question was issued only after adequate and timely notice and opportunity for comment for EPA and the public.

(7) Limitations and conditions in a State rule or program that has been approved by the EPA under subpart E of this part for the purposes of implementing and enforcing section 112; and

(8) Individual consent agreements that the EPA has legal authority to create.

Fixed capital cost means the capital needed to provide all the depreciable components of an existing source.

Force majeure means, for purposes of §63.7, an event that will be or has been caused by circumstances beyond the control of the affected facility, its contractors, or any entity controlled by the affected facility that prevents the owner or operator from complying with the regulatory requirement to conduct performance tests within the specified timeframe despite the affected facility's best efforts to fulfill the obligation. Examples of such events are acts of nature, acts of war or terrorism, or equipment failure or safety hazard beyond the control of the affected facility.

Fugitive emissions means those emissions from a stationary source that could not reasonably pass through a stack, chimney, vent, or other functionally equivalent opening. Under section 112 of the Act, all fugitive emissions are to be considered in determining whether a stationary source is a major source.

Hazardous air pollutant means any air pollutant listed in or pursuant to section 112(b) of the Act.

Issuance of a part 70 permit will occur, if the State is the permitting authority, in accordance with the requirements of part 70 of this chapter and the applicable, approved State permit program. When the EPA is the permitting authority, issuance of a title V permit occurs immediately after the EPA takes final action on the final permit.

Major source means any stationary source or group of stationary sources located within a contiguous area and under common control that emits or has the potential to emit considering controls, in the aggregate, 10 tons per year or more of any hazardous air pollutant or 25 tons per year or more of any combination of hazardous air pollutants, unless the Administrator establishes a lesser quantity, or in the case of radionuclides, different criteria from those specified in this sentence.

Malfunction means any sudden, infrequent, and not reasonably preventable failure of air pollution control and monitoring equipment, process equipment, or a process to operate in a normal or usual manner which causes, or has the potential to cause, the emission limitations in an applicable standard to be exceeded. Failures that are caused in part by poor maintenance or careless operation are not malfunctions.

Monitoring means the collection and use of measurement data or other information to control the operation of a process or pollution control device or to verify a work practice standard relative to assuring compliance with applicable requirements. Monitoring is composed of four elements:

(1) Indicator(s) of performance—the parameter or parameters you measure or observe for demonstrating proper operation of the pollution control measures or compliance with the applicable emissions limitation or standard. Indicators of performance may include direct or predicted emissions measurements (including opacity), operational parametric values that correspond to process or control device (and capture system) efficiencies or emissions rates, and recorded findings of inspection of work practice activities, materials tracking, or design

characteristics. Indicators may be expressed as a single maximum or minimum value, a function of process variables (for example, within a range of pressure drops), a particular operational or work practice status (for example, a damper position, completion of a waste recovery task, materials tracking), or an interdependency between two or among more than two variables.

(2) Measurement techniques—the means by which you gather and record information of or about the indicators of performance. The components of the measurement technique include the detector type, location and installation specifications, inspection procedures, and quality assurance and quality control measures. Examples of measurement techniques include continuous emission monitoring systems, continuous opacity monitoring systems, continuous parametric monitoring systems, and manual inspections that include making records of process conditions or work practices.

(3) Monitoring frequency—the number of times you obtain and record monitoring data over a specified time interval. Examples of monitoring frequencies include at least four points equally spaced for each hour for continuous emissions or parametric monitoring systems, at least every 10 seconds for continuous opacity monitoring systems, and at least once per operating day (or week, month, etc.) for work practice or design inspections.

(4) Averaging time—the period over which you average and use data to verify proper operation of the pollution control approach or compliance with the emissions limitation or standard. Examples of averaging time include a 3-hour average in units of the emissions limitation, a 30-day rolling average emissions value, a daily average of a control device operational parametric range, and an instantaneous alarm.

New affected source means the collection of equipment, activities, or both within a single contiguous area and under common control that is included in a section 112(c) source category or subcategory that is subject to a section 112(d) or other relevant standard for new sources. This definition of “new affected source,” and the criteria to be utilized in implementing it, shall apply to each section 112(d) standard for which the initial proposed rule is signed by the Administrator after June 30, 2002. Each relevant standard will define the term “new affected source,” which will be the same as the “affected source” unless a different collection is warranted based on consideration of factors including:

(1) Emission reduction impacts of controlling individual sources versus groups of sources;

(2) Cost effectiveness of controlling individual equipment;

(3) Flexibility to accommodate common control strategies;

(4) Cost/benefits of emissions averaging;

(5) Incentives for pollution prevention;

(6) Feasibility and cost of controlling processes that share common equipment (e.g., product recovery devices);

(7) Feasibility and cost of monitoring; and

(8) Other relevant factors.

New source means any affected source the construction or reconstruction of which is commenced after the Administrator first proposes a relevant emission standard under this part establishing an emission standard applicable to such source.

One-hour period, unless otherwise defined in an applicable subpart, means any 60-minute period commencing on the hour.

Opacity means the degree to which emissions reduce the transmission of light and obscure the view of an object in the background. For continuous opacity monitoring systems, opacity means the fraction of incident light that is attenuated by an optical medium.

Owner or operator means any person who owns, leases, operates, controls, or supervises a stationary source.

Performance audit means a procedure to analyze blind samples, the content of which is known by the Administrator, simultaneously with the analysis of performance test samples in order to provide a measure of test data quality.

Performance evaluation means the conduct of relative accuracy testing, calibration error testing, and other measurements used in validating the continuous monitoring system data.

Performance test means the collection of data resulting from the execution of a test method (usually three emission test runs) used to demonstrate compliance with a relevant emission standard as specified in the performance test section of the relevant standard.

Permit modification means a change to a title V permit as defined in regulations codified in this chapter to implement title V of the Act (42 U.S.C. 7661).

Permit program means a comprehensive State operating permit system established pursuant to title V of the Act (42 U.S.C. 7661) and regulations codified in part 70 of this chapter and applicable State regulations, or a comprehensive Federal operating permit system established pursuant to title V of the Act and regulations codified in this chapter.

Permit revision means any permit modification or administrative permit amendment to a title V permit as defined in regulations codified in this chapter to implement title V of the Act (42 U.S.C. 7661).

Permitting authority means: (1) The State air pollution control agency, local agency, other State agency, or other agency authorized by the Administrator to carry out a permit program under part 70 of this chapter; or

(2) The Administrator, in the case of EPA-implemented permit programs under title V of the Act (42 U.S.C. 7661).

Pollution Prevention means *source reduction* as defined under the Pollution Prevention Act (42 U.S.C. 13101–13109). The definition is as follows:

(1) *Source reduction* is any practice that:

(i) Reduces the amount of any hazardous substance, pollutant, or contaminant entering any waste stream or otherwise released into the environment (including fugitive emissions) prior to recycling, treatment, or disposal; and

(ii) Reduces the hazards to public health and the environment associated with the release of such substances, pollutants, or contaminants.

(2) The term *source reduction* includes equipment or technology modifications, process or procedure modifications, reformulation or redesign of products, substitution of raw materials, and improvements in housekeeping, maintenance, training, or inventory control.

(3) The term *source reduction* does not include any practice that alters the physical, chemical, or biological characteristics or the volume of a hazardous substance, pollutant, or contaminant through a process or activity which itself is not integral to and necessary for the production of a product or the providing of a service.

Potential to emit means the maximum capacity of a stationary source to emit a pollutant under its physical and operational design. Any physical or operational limitation on the capacity of the stationary source to emit a pollutant, including air pollution control equipment and restrictions on hours of operation or on the type or amount of material combusted, stored, or processed, shall be treated as part of its design if the limitation or the effect it would have on emissions is federally enforceable.

Reconstruction, unless otherwise defined in a relevant standard, means the replacement of components of an affected or a previously nonaffected source to such an extent that:

(1) The fixed capital cost of the new components exceeds 50 percent of the fixed capital cost that would be required to construct a comparable new source; and

(2) It is technologically and economically feasible for the reconstructed source to meet the relevant standard(s) established by the Administrator (or a State) pursuant to section 112 of the Act. Upon reconstruction, an affected source, or a stationary source that becomes an affected source, is subject to relevant standards for new sources, including compliance dates, irrespective of any change in emissions of hazardous air pollutants from that source.

Regulation promulgation schedule means the schedule for the promulgation of emission standards under this part, established by the Administrator pursuant to section 112(e) of the Act and published in theFederal Register.

Relevant standard means:

(1) An emission standard;

(2) An alternative emission standard;

(3) An alternative emission limitation; or

(4) An equivalent emission limitation established pursuant to section 112 of the Act that applies to the collection of equipment, activities, or both regulated by such standard or limitation. A relevant standard may include or consist of a design, equipment, work practice, or operational requirement, or other measure, process, method, system, or technique (including prohibition of emissions) that the Administrator (or a State) establishes for new or existing sources to which such standard or limitation applies. Every relevant standard established pursuant to section 112 of the Act includes subpart A of this part, as provided by §63.1(a)(4), and all applicable appendices of this part or of other parts of this chapter that are referenced in that standard.

Responsible official means one of the following:

(1) For a corporation: A president, secretary, treasurer, or vice president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities and either:

(i) The facilities employ more than 250 persons or have gross annual sales or expenditures exceeding $25 million (in second quarter 1980 dollars); or

(ii) The delegation of authority to such representative is approved in advance by the Administrator.

(2) For a partnership or sole proprietorship: a general partner or the proprietor, respectively.

(3) For a municipality, State, Federal, or other public agency: either a principal executive officer or ranking elected official. For the purposes of this part, a principal executive officer of a Federal agency includes the chief executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., a Regional Administrator of the EPA).

(4) For affected sources (as defined in this part) applying for or subject to a title V permit: “responsible official” shall have the same meaning as defined in part 70 or Federal title V regulations in this chapter (42 U.S.C. 7661), whichever is applicable.

Run means one of a series of emission or other measurements needed to determine emissions for a representative operating period or cycle as specified in this part.

Shutdown means the cessation of operation of an affected source or portion of an affected source for any purpose.

Six-minute period means, with respect to opacity determinations, any one of the 10 equal parts of a 1-hour period.

Source at a Performance Track member facility means a major or area source located at a facility which has been accepted by EPA for membership in the Performance Track Program (as described at *www.epa.gov/PerformanceTrack*) and is still a member of the Program. The Performance Track Program is a voluntary program that encourages continuous environmental improvement through the use of environmental management systems, local community outreach, and measurable results.

Standard conditions means a temperature of 293 K (68 °F) and a pressure of 101.3 kilopascals (29.92 in. Hg).

Startup means the setting in operation of an affected source or portion of an affected source for any purpose.

State means all non-Federal authorities, including local agencies, interstate associations, and State-wide programs, that have delegated authority to implement: (1) The provisions of this part and/or (2) the permit program established under part 70 of this chapter. The term State shall have its conventional meaning where clear from the context.

Stationary source means any building, structure, facility, or installation which emits or may emit any air pollutant.

Test method means the validated procedure for sampling, preparing, and analyzing for an air pollutant specified in a relevant standard as the performance test procedure. The test method may include methods described in an appendix of this chapter, test methods incorporated by reference in this part, or methods validated for an application through procedures in Method 301 of appendix A of this part.

Title V permit means any permit issued, renewed, or revised pursuant to Federal or State regulations established to implement title V of the Act (42 U.S.C. 7661). A title V permit issued by a State permitting authority is called a part 70 permit in this part.

Visible emission means the observation of an emission of opacity or optical density above the threshold of vision.

Working day means any day on which Federal Government offices (or State government offices for a State that has obtained delegation under section 112(l)) are open for normal business. Saturdays, Sundays, and official Federal (or where delegated, State) holidays are not working days.

[59 FR 12430, Mar. 16, 1994, as amended at 67 FR 16596, Apr. 5, 2002; 68 FR 32600, May 30, 2003; 69 FR 21752, Apr. 22, 2004; 72 FR 27443, May 16, 2007]

§ 63.3 Units and abbreviations.

Used in this part are abbreviations and symbols of units of measure. These are defined as follows:

(a) *System International (SI) units of measure:*

A = ampere

g = gram

Hz = hertz

J = joule

°K = degree Kelvin

kg = kilogram

l = liter

m = meter

m^3 = cubic meter

mg = milligram = 10^{-3}gram

ml = milliliter = 10^{-3}liter

mm = millimeter = 10^{-3}meter

Mg = megagram = 10^6 gram = metric ton

MJ = megajoule

mol = mole

N = newton

ng = nanogram = 10^{-9}gram

nm = nanometer = 10^{-9}meter

Pa = pascal

s = second

V = volt

W = watt

Ω = ohm

µg = microgram = 10^{-6}gram

µl = microliter = 10^{-6}liter

(b) *Other units of measure:*

Btu = British thermal unit

°C = degree Celsius (centigrade)

cal = calorie

cfm = cubic feet per minute

cc = cubic centimeter

cu ft = cubic feet

d = day

dcf = dry cubic feet

dcm = dry cubic meter

dscf = dry cubic feet at standard conditions

dscm = dry cubic meter at standard conditions

eq = equivalent

°F degree Fahrenheit

ft = feet

ft^2 = square feet

ft^3 = cubic feet

gal = gallon

gr = grain

g-eq = gram equivalent

g-mole = gram mole

hr = hour

in. = inch

in. H_2O = inches of water

K = 1,000

kcal = kilocalorie

lb = pound

lpm = liter per minute

meq = milliequivalent

min = minute

MW = molecular weight

oz = ounces

ppb = parts per billion

ppbw = parts per billion by weight

ppbv = parts per billion by volume

ppm = parts per million

ppmw = parts per million by weight

ppmv = parts per million by volume

psia = pounds per square inch absolute

psig = pounds per square inch gage

°R = degree Rankine

scf = cubic feet at standard conditions

scfh = cubic feet at standard conditions per hour

scm = cubic meter at standard conditions

scmm = cubic meter at standard conditions per minute

sec = second

sq ft = square feet

std = at standard conditions

v/v = volume per volume

yd^2 = square yards

yr = year

(c) *Miscellaneous:*

act = actual

avg = average

I.D. = inside diameter

M = molar

N = normal

O.D. = outside diameter

% = percent

[59 FR 12430, Mar. 16, 1994, as amended at 67 FR 16598, Apr. 5, 2002]

§ 63.4 Prohibited activities and circumvention.

(a) *Prohibited activities.* (1) No owner or operator subject to the provisions of this part must operate any affected source in violation of the requirements of this part. Affected sources subject to and in compliance with either an extension of compliance or an exemption from compliance are

not in violation of the requirements of this part. An extension of compliance can be granted by the Administrator under this part; by a State with an approved permit program; or by the President under section 112(i)(4) of the Act.

(2) No owner or operator subject to the provisions of this part shall fail to keep records, notify, report, or revise reports as required under this part.

(3)–(5) [Reserved]

(b) *Circumvention.* No owner or operator subject to the provisions of this part shall build, erect, install, or use any article, machine, equipment, or process to conceal an emission that would otherwise constitute noncompliance with a relevant standard. Such concealment includes, but is not limited to—

(1) The use of diluents to achieve compliance with a relevant standard based on the concentration of a pollutant in the effluent discharged to the atmosphere;

(2) The use of gaseous diluents to achieve compliance with a relevant standard for visible emissions; and

(c) *Fragmentation.* Fragmentation after November 15, 1990 which divides ownership of an operation, within the same facility among various owners where there is no real change in control, will not affect applicability. The owner and operator must not use fragmentation or phasing of reconstruction activities (i.e., intentionally dividing reconstruction into multiple parts for purposes of avoiding new source requirements) to avoid becoming subject to new source requirements.

[59 FR 12430, Mar. 16, 1994, as amended at 67 FR 16598, Apr. 5, 2002]

§ 63.5 Preconstruction review and notification requirements.

(a) *Applicability.* (1) This section implements the preconstruction review requirements of section 112(i)(1). After the effective date of a relevant standard, promulgated pursuant to section 112(d), (f), or (h) of the Act, under this part, the preconstruction review requirements in this section apply to the owner or operator of new affected sources and reconstructed affected sources that are major-emitting as specified in this section. New and reconstructed affected sources that commence construction or reconstruction before the effective date of a relevant standard are not subject to the preconstruction review requirements specified in paragraphs (b)(3), (d), and (e) of this section.

(2) This section includes notification requirements for new affected sources and reconstructed affected sources that are not major-emitting affected sources and that are or become subject to a relevant promulgated emission standard after the effective date of a relevant standard promulgated under this part.

(b) *Requirements for existing, newly constructed, and reconstructed sources.* (1) A new affected source for which construction commences after proposal of a relevant standard is subject to relevant standards for new affected sources, including compliance dates. An affected source for which reconstruction commences after proposal of a relevant standard is subject to relevant standards for new sources, including compliance dates, irrespective of any change in emissions of hazardous air pollutants from that source.

(2) [Reserved]

(3) After the effective date of any relevant standard promulgated by the Administrator under this part, no person may, without obtaining written approval in advance from the Administrator in accordance with the procedures specified in paragraphs (d) and (e) of this section, do any of the following:

(i) Construct a new affected source that is major-emitting and subject to such standard;

(ii) Reconstruct an affected source that is major-emitting and subject to such standard; or

(iii) Reconstruct a major source such that the source becomes an affected source that is major-emitting and subject to the standard.

(4) After the effective date of any relevant standard promulgated by the Administrator under this part, an owner or operator who constructs a new affected source that is not major-emitting or reconstructs an affected source that is not major-emitting that is subject to such standard, or reconstructs a source such that the source becomes an affected source subject to the standard, must notify the Administrator of the intended construction or reconstruction. The notification must be submitted in accordance with the procedures in §63.9(b).

(5) [Reserved]

(6) After the effective date of any relevant standard promulgated by the Administrator under this part, equipment added (or a process change) to an affected source that is within the scope of the definition of affected source under the relevant standard must be considered part of the affected source and subject to all provisions of the relevant standard established for that affected source.

(c) [Reserved]

(d) *Application for approval of construction or reconstruction.* The provisions of this paragraph implement section 112(i)(1) of the Act.

(1) *General application requirements.* (i) An owner or operator who is subject to the requirements of paragraph (b)(3) of this section must submit to the Administrator an application for approval of the construction or reconstruction. The application must be submitted as soon as practicable before actual construction or reconstruction begins. The application for approval of construction or reconstruction may be used to fulfill the initial notification requirements of §63.9(b)(5). The owner or operator may submit the application for approval well in advance of the date actual construction or reconstruction begins in order to ensure a timely review by the Administrator and that the planned date to begin will not be delayed.

(ii) A separate application shall be submitted for each construction or reconstruction. Each application for approval of construction or reconstruction shall include at a minimum:

(A) The applicant's name and address;

(B) A notification of intention to construct a new major affected source or make any physical or operational change to a major affected source that may meet or has been determined to meet the criteria for a reconstruction, as defined in §63.2 or in the relevant standard;

(C) The address (i.e., physical location) or proposed address of the source;

(D) An identification of the relevant standard that is the basis of the application;

(E) The expected date of the beginning of actual construction or reconstruction;

(F) The expected completion date of the construction or reconstruction;

(G) [Reserved]

(H) The type and quantity of hazardous air pollutants emitted by the source, reported in units and averaging times and in accordance with the test methods specified in the relevant standard, or if actual emissions data are not yet available, an estimate of the type and quantity of hazardous air pollutants expected to be emitted by the source reported in units and averaging times specified in the relevant standard. The owner or operator may submit percent reduction information if a relevant standard is established in terms of percent reduction. However, operating parameters, such as flow rate, shall be included in the submission to the extent that they demonstrate performance and compliance; and

(I) [Reserved]

(J) Other information as specified in paragraphs (d)(2) and (d)(3) of this section.

(iii) An owner or operator who submits estimates or preliminary information in place of the actual emissions data and analysis required in paragraphs (d)(1)(ii)(H) and (d)(2) of this section shall submit the actual, measured emissions data and other correct information as soon as available but no later than with the notification of compliance status required in §63.9(h) (see §63.9(h)(5)).

(2) *Application for approval of construction.* Each application for approval of construction must include, in addition to the information required in paragraph (d)(1)(ii) of this section, technical information describing the proposed nature, size, design, operating design capacity, and method of operation of the source, including an identification of each type of emission point for each type of hazardous air pollutant that is emitted (or could reasonably be anticipated to be emitted) and a description of the planned air pollution control system (equipment or method) for each emission point. The description of the equipment to be used for the control of emissions must include each control device for each hazardous air pollutant and the estimated control efficiency (percent) for each control device. The description of the method to be used for the control of emissions must include an estimated control efficiency (percent) for that method. Such technical information must include calculations of emission estimates in sufficient detail to permit assessment of the validity of the calculations.

(3) *Application for approval of reconstruction.* Each application for approval of reconstruction shall include, in addition to the information required in paragraph (d)(1)(ii) of this section—

(i) A brief description of the affected source and the components that are to be replaced;

(ii) A description of present and proposed emission control systems (i.e., equipment or methods). The description of the equipment to be used for the control of emissions shall include each control device for each hazardous air pollutant and the estimated control efficiency (percent) for each control device. The description of the method to be used for the control of emissions shall include an estimated control efficiency (percent) for that method. Such technical information shall include calculations of emission estimates in sufficient detail to permit assessment of the validity of the calculations;

(iii) An estimate of the fixed capital cost of the replacements and of constructing a comparable entirely new source;

(iv) The estimated life of the affected source after the replacements; and

(v) A discussion of any economic or technical limitations the source may have in complying with relevant standards or other requirements after the proposed replacements. The discussion shall be sufficiently detailed to demonstrate to the Administrator's satisfaction that the technical or economic limitations affect the source's ability to comply with the relevant standard and how they do so.

(vi) If in the application for approval of reconstruction the owner or operator designates the affected source as a reconstructed source and declares that there are no economic or technical limitations to prevent the source from complying with all relevant standards or other requirements, the owner or operator need not submit the information required in paragraphs (d)(3)(iii) through (d)(3)(v) of this section.

(4) *Additional information.* The Administrator may request additional relevant information after the submittal of an application for approval of construction or reconstruction.

(e) *Approval of construction or reconstruction.* (1)(i) If the Administrator determines that, if properly constructed, or reconstructed, and operated, a new or existing source for which an application under paragraph (d) of this section was submitted will not cause emissions in violation of the relevant standard(s) and any other federally enforceable requirements, the Administrator will approve the construction or reconstruction.

(ii) In addition, in the case of reconstruction, the Administrator's determination under this paragraph will be based on:

(A) The fixed capital cost of the replacements in comparison to the fixed capital cost that would be required to construct a comparable entirely new source;

(B) The estimated life of the source after the replacements compared to the life of a comparable entirely new source;

(C) The extent to which the components being replaced cause or contribute to the emissions from the source; and

(D) Any economic or technical limitations on compliance with relevant standards that are inherent in the proposed replacements.

(2)(i) The Administrator will notify the owner or operator in writing of approval or intention to deny approval of construction or reconstruction within 60 calendar days after receipt of sufficient information to evaluate an application submitted under paragraph (d) of this section. The 60-day approval or denial period will begin after the owner or operator has been notified in writing that his/her application is complete. The Administrator will notify the owner or operator in writing of the status of his/her application, that is, whether the application contains sufficient information to make a determination, within 30 calendar days after receipt of the original application and within 30 calendar days after receipt of any supplementary information that is submitted.

(ii) When notifying the owner or operator that his/her application is not complete, the Administrator will specify the information needed to complete the application and provide notice of opportunity for the applicant to present, in writing, within 30 calendar days after he/she is notified of the incomplete application, additional information or arguments to the Administrator to enable further action on the application.

(3) Before denying any application for approval of construction or reconstruction, the Administrator will notify the applicant of the Administrator's intention to issue the denial together with—

(i) Notice of the information and findings on which the intended denial is based; and

(ii) Notice of opportunity for the applicant to present, in writing, within 30 calendar days after he/she is notified of the intended denial, additional information or arguments to the Administrator to enable further action on the application.

(4) A final determination to deny any application for approval will be in writing and will specify the grounds on which the denial is based. The final determination will be made within 60 calendar days of presentation of additional information or arguments (if the application is complete), or within 60 calendar days after the final date specified for presentation if no presentation is made.

(5) Neither the submission of an application for approval nor the Administrator's approval of construction or reconstruction shall—

(i) Relieve an owner or operator of legal responsibility for compliance with any applicable provisions of this part or with any other applicable Federal, State, or local requirement; or

(ii) Prevent the Administrator from implementing or enforcing this part or taking any other action under the Act.

(f) *Approval of construction or reconstruction based on prior State preconstruction review.* (1) Preconstruction review procedures that a State utilizes for other purposes may also be utilized for purposes of this section if the procedures are substantially equivalent to those specified in this section. The Administrator will approve an application for construction or reconstruction specified in paragraphs (b)(3) and (d) of this section if the owner or operator of a new affected source or reconstructed affected source, who is subject to such requirement meets the following conditions:

(i) The owner or operator of the new affected source or reconstructed affected source has undergone a preconstruction review and approval process in the State in which the source is (or would be) located and has received a federally enforceable construction permit that contains a finding that the source will meet the relevant promulgated emission standard, if the source is properly built and operated.

(ii) Provide a statement from the State or other evidence (such as State regulations) that it considered the factors specified in paragraph (e)(1) of this section.

(2) The owner or operator must submit to the Administrator the request for approval of construction or reconstruction under this paragraph (f)(2) no later than the application deadline specified in paragraph (d)(1) of this section (see also §63.9(b)(2)). The owner or operator must include in the request information sufficient for the Administrator's determination. The Administrator will evaluate the owner or operator's request in accordance with the procedures specified in paragraph (e) of this section. The Administrator may request additional relevant information after the submittal of a request for approval of construction or reconstruction under this paragraph (f)(2).

[59 FR 12430, Mar. 16, 1994, as amended at 67 FR 16598, Apr. 5, 2002]

§ 63.6 Compliance with standards and maintenance requirements.

(a) *Applicability.* (1) The requirements in this section apply to the owner or operator of affected sources for which any relevant standard has been established pursuant to section 112 of the Act and the applicability of such requirements is set out in accordance with §63.1(a)(4) unless—

(i) The Administrator (or a State with an approved permit program) has granted an extension of compliance consistent with paragraph (i) of this section; or

(ii) The President has granted an exemption from compliance with any relevant standard in accordance with section 112(i)(4) of the Act.

(2) If an area source that otherwise would be subject to an emission standard or other requirement established under this part if it were a major source subsequently increases its emissions of hazardous air pollutants (or its potential to emit hazardous air pollutants) such that the source is a major source, such source shall be subject to the relevant emission standard or other requirement.

(b) *Compliance dates for new and reconstructed sources.* (1) Except as specified in paragraphs (b)(3) and (4) of this section, the owner or operator of a new or reconstructed affected source for which construction or reconstruction commences after proposal of a relevant standard that has an initial startup before the effective date of a relevant standard established under this part pursuant to section 112(d), (f), or (h) of the Act must comply with such standard not later than the standard's effective date.

(2) Except as specified in paragraphs (b)(3) and (4) of this section, the owner or operator of a new or reconstructed affected source that has an initial startup after the effective date of a relevant standard established under this part pursuant to section 112(d), (f), or (h) of the Act must comply with such standard upon startup of the source.

(3) The owner or operator of an affected source for which construction or reconstruction is commenced after the proposal date of a relevant standard established under this part pursuant to section 112(d), 112(f), or 112(h) of the Act but before the effective date (that is, promulgation) of such standard shall comply with the relevant emission standard not later than the date 3 years after the effective date if:

(i) The promulgated standard (that is, the relevant standard) is more stringent than the proposed standard; for purposes of this paragraph, a finding that controls or compliance methods are “more stringent” must include control technologies or performance criteria and compliance or compliance assurance methods that are different but are substantially equivalent to those required by the promulgated rule, as determined by the Administrator (or his or her authorized representative); and

(ii) The owner or operator complies with the standard as proposed during the 3-year period immediately after the effective date.

(4) The owner or operator of an affected source for which construction or reconstruction is commenced after the proposal date of a relevant standard established pursuant to section 112(d) of the Act but before the proposal date of a relevant standard established pursuant to section 112(f) shall not be required to comply with the section 112(f) emission standard until the date 10 years after the date construction or reconstruction is commenced, except that, if the section 112(f) standard is promulgated more than 10 years after construction or reconstruction is commenced, the owner or operator must comply with the standard as provided in paragraphs (b)(1) and (2) of this section.

(5) The owner or operator of a new source that is subject to the compliance requirements of paragraph (b)(3) or (4) of this section must notify the Administrator in accordance with §63.9(d)

(6) [Reserved]

(7) When an area source becomes a major source by the addition of equipment or operations that meet the definition of new affected source in the relevant standard, the portion of the existing facility that is a new affected source must comply with all requirements of that standard applicable to new sources. The source owner or operator must comply with the relevant standard upon startup.

(c) *Compliance dates for existing sources.* (1) After the effective date of a relevant standard established under this part pursuant to section 112(d) or 112(h) of the Act, the owner or operator of an existing source shall comply with such standard by the compliance date established by the Administrator in the applicable subpart(s) of this part. Except as otherwise provided for in section 112 of the Act, in no case will the compliance date established for an existing source in an applicable subpart of this part exceed 3 years after the effective date of such standard.

(2) If an existing source is subject to a standard established under this part pursuant to section 112(f) of the Act, the owner or operator must comply with the standard by the date 90 days after the standard's effective date, or by the date specified in an extension granted to the source by the Administrator under paragraph (i)(4)(ii) of this section, whichever is later.

(3)–(4) [Reserved]

(5) Except as provided in paragraph (b)(7) of this section, the owner or operator of an area source that increases its emissions of (or its potential to emit) hazardous air pollutants such that the source becomes a major source shall be subject to relevant standards for existing sources. Such sources must comply by the date specified in the standards for existing area sources that become major sources. If no such compliance date is specified in the standards, the source shall have a period of time to comply with the relevant emission standard that is equivalent to the compliance period specified in the relevant standard for existing sources in existence at the time the standard becomes effective.

(d) [Reserved]

(e) *Operation and maintenance requirements.* (1)(i) At all times, including periods of startup, shutdown, and malfunction, the owner or operator must operate and maintain any affected source, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. During a period of startup, shutdown, or malfunction, this general duty to minimize emissions requires that the owner or operator reduce emissions from the affected source to the greatest extent which is consistent with safety and good air pollution control practices. The general duty to minimize emissions during a period of startup, shutdown, or malfunction does not require the owner or operator to achieve emission levels that would be required by the applicable standard at other times if this is not consistent with safety and good air pollution control practices, nor does it require the owner or operator to make any further efforts to reduce emissions if levels required by the applicable standard have been achieved. Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures (including the startup, shutdown, and malfunction plan required in paragraph (e)(3) of this section), review of operation and maintenance records, and inspection of the source.

(ii) Malfunctions must be corrected as soon as practicable after their occurrence. To the extent that an unexpected event arises during a startup, shutdown, or malfunction, an owner or operator must comply by minimizing emissions during such a startup, shutdown, and malfunction event consistent with safety and good air pollution control practices.

(iii) Operation and maintenance requirements established pursuant to section 112 of the Act are enforceable independent of emissions limitations or other requirements in relevant standards.

(2) [Reserved]

(3) *Startup, shutdown, and malfunction plan.* (i) The owner or operator of an affected source must develop a written startup, shutdown, and malfunction plan that describes, in detail, procedures for operating and maintaining the source during periods of startup, shutdown, and malfunction; and a program of corrective action for malfunctioning process, air pollution control, and monitoring equipment used to comply with the relevant standard. The startup, shutdown, and malfunction plan does not need to address any scenario that would not cause the source to exceed an applicable emission limitation in the relevant standard. This plan must be developed by the owner or operator by the source's compliance date for that relevant standard. The purpose of the startup, shutdown, and malfunction plan is to—

(A) Ensure that, at all times, the owner or operator operates and maintains each affected source, including associated air pollution control and monitoring equipment, in a manner which satisfies the general duty to minimize emissions established by paragraph (e)(1)(i) of this section;

(B) Ensure that owners or operators are prepared to correct malfunctions as soon as practicable after their occurrence in order to minimize excess emissions of hazardous air pollutants; and

(C) Reduce the reporting burden associated with periods of startup, shutdown, and malfunction (including corrective action taken to restore malfunctioning process and air pollution control equipment to its normal or usual manner of operation).

(ii) [Reserved]

(iii) When actions taken by the owner or operator during a startup or shutdown (and the startup or shutdown causes the source to exceed any applicable emission limitation in the relevant emission standards), or malfunction (including actions taken to correct a malfunction) are consistent with the procedures specified in the affected source's startup, shutdown, and malfunction plan, the owner or operator must keep records for that event which demonstrate that the procedures specified in the plan were followed. These records may take the form of a “checklist,” or other effective form of recordkeeping that confirms conformance with the startup, shutdown, and malfunction plan and describes the actions taken for that event. In addition, the owner or operator must keep records of these events as specified in paragraph 63.10(b), including records of the occurrence and duration of each startup or shutdown (if the startup or shutdown causes the source to exceed any applicable emission limitation in the relevant emission standards), or malfunction of operation and each malfunction of the air pollution control and monitoring equipment. Furthermore, the owner or operator shall confirm that actions taken during the relevant reporting period during periods of startup, shutdown, and malfunction were consistent with the affected source's startup, shutdown and malfunction plan in the semiannual (or more frequent) startup, shutdown, and malfunction report required in §63.10(d)(5).

(iv) If an action taken by the owner or operator during a startup, shutdown, or malfunction (including an action taken to correct a malfunction) is not consistent with the procedures specified in the affected source's startup, shutdown, and malfunction plan, and the source exceeds any applicable emission limitation in the relevant emission standard, then the owner or operator must

record the actions taken for that event and must report such actions within 2 working days after commencing actions inconsistent with the plan, followed by a letter within 7 working days after the end of the event, in accordance with §63.10(d)(5) (unless the owner or operator makes alternative reporting arrangements, in advance, with the Administrator).

(v) The owner or operator must maintain at the affected source a current startup, shutdown, and malfunction plan and must make the plan available upon request for inspection and copying by the Administrator. In addition, if the startup, shutdown, and malfunction plan is subsequently revised as provided in paragraph (e)(3)(viii) of this section, the owner or operator must maintain at the affected source each previous (i.e., superseded) version of the startup, shutdown, and malfunction plan, and must make each such previous version available for inspection and copying by the Administrator for a period of 5 years after revision of the plan. If at any time after adoption of a startup, shutdown, and malfunction plan the affected source ceases operation or is otherwise no longer subject to the provisions of this part, the owner or operator must retain a copy of the most recent plan for 5 years from the date the source ceases operation or is no longer subject to this part and must make the plan available upon request for inspection and copying by the Administrator. The Administrator may at any time request in writing that the owner or operator submit a copy of any startup, shutdown, and malfunction plan (or a portion thereof) which is maintained at the affected source or in the possession of the owner or operator. Upon receipt of such a request, the owner or operator must promptly submit a copy of the requested plan (or a portion thereof) to the Administrator. The owner or operator may elect to submit the required copy of any startup, shutdown, and malfunction plan to the Administrator in an electronic format. If the owner or operator claims that any portion of such a startup, shutdown, and malfunction plan is confidential business information entitled to protection from disclosure under section 114(c) of the Act or 40 CFR 2.301, the material which is claimed as confidential must be clearly designated in the submission.

(vi) To satisfy the requirements of this section to develop a startup, shutdown, and malfunction plan, the owner or operator may use the affected source's standard operating procedures (SOP) manual, or an Occupational Safety and Health Administration (OSHA) or other plan, provided the alternative plans meet all the requirements of this section and are made available for inspection or submitted when requested by the Administrator.

(vii) Based on the results of a determination made under paragraph (e)(1)(i) of this section, the Administrator may require that an owner or operator of an affected source make changes to the startup, shutdown, and malfunction plan for that source. The Administrator must require appropriate revisions to a startup, shutdown, and malfunction plan, if the Administrator finds that the plan:

(A) Does not address a startup, shutdown, or malfunction event that has occurred;

(B) Fails to provide for the operation of the source (including associated air pollution control and monitoring equipment) during a startup, shutdown, or malfunction event in a manner consistent with the general duty to minimize emissions established by paragraph (e)(1)(i) of this section;

(C) Does not provide adequate procedures for correcting malfunctioning process and/or air pollution control and monitoring equipment as quickly as practicable; or

(D) Includes an event that does not meet the definition of startup, shutdown, or malfunction listed in §63.2.

(viii) The owner or operator may periodically revise the startup, shutdown, and malfunction plan for the affected source as necessary to satisfy the requirements of this part or to reflect changes in equipment or procedures at the affected source. Unless the permitting authority provides

otherwise, the owner or operator may make such revisions to the startup, shutdown, and malfunction plan without prior approval by the Administrator or the permitting authority. However, each such revision to a startup, shutdown, and malfunction plan must be reported in the semiannual report required by §63.10(d)(5). If the startup, shutdown, and malfunction plan fails to address or inadequately addresses an event that meets the characteristics of a malfunction but was not included in the startup, shutdown, and malfunction plan at the time the owner or operator developed the plan, the owner or operator must revise the startup, shutdown, and malfunction plan within 45 days after the event to include detailed procedures for operating and maintaining the source during similar malfunction events and a program of corrective action for similar malfunctions of process or air pollution control and monitoring equipment. In the event that the owner or operator makes any revision to the startup, shutdown, and malfunction plan which alters the scope of the activities at the source which are deemed to be a startup, shutdown, or malfunction, or otherwise modifies the applicability of any emission limit, work practice requirement, or other requirement in a standard established under this part, the revised plan shall not take effect until after the owner or operator has provided a written notice describing the revision to the permitting authority.

(ix) The title V permit for an affected source must require that the owner or operator develop a startup, shutdown, and malfunction plan which conforms to the provisions of this part, but may do so by citing to the relevant subpart or subparagraphs of paragraph (e) of this section. However, any revisions made to the startup, shutdown, and malfunction plan in accordance with the procedures established by this part shall not be deemed to constitute permit revisions under part 70 or part 71 of this chapter and the elements of the startup, shutdown, and malfunction plan shall not be considered an applicable requirement as defined in §70.2 and §71.2 of this chapter. Moreover, none of the procedures specified by the startup, shutdown, and malfunction plan for an affected source shall be deemed to fall within the permit shield provision in section 504(f) of the Act.

(f) *Compliance with nonopacity emission standards* —(1) *Applicability.* The non-opacity emission standards set forth in this part shall apply at all times except during periods of startup, shutdown, and malfunction, and as otherwise specified in an applicable subpart. If a startup, shutdown, or malfunction of one portion of an affected source does not affect the ability of particular emission points within other portions of the affected source to comply with the non-opacity emission standards set forth in this part, then that emission point must still be required to comply with the non-opacity emission standards and other applicable requirements.

(2) *Methods for determining compliance.* (i) The Administrator will determine compliance with nonopacity emission standards in this part based on the results of performance tests conducted according to the procedures in §63.7, unless otherwise specified in an applicable subpart of this part.

(ii) The Administrator will determine compliance with nonopacity emission standards in this part by evaluation of an owner or operator's conformance with operation and maintenance requirements, including the evaluation of monitoring data, as specified in §63.6(e) and applicable subparts of this part.

(iii) If an affected source conducts performance testing at startup to obtain an operating permit in the State in which the source is located, the results of such testing may be used to demonstrate compliance with a relevant standard if—

(A) The performance test was conducted within a reasonable amount of time before an initial performance test is required to be conducted under the relevant standard;

(B) The performance test was conducted under representative operating conditions for the source;

(C) The performance test was conducted and the resulting data were reduced using EPA-approved test methods and procedures, as specified in §63.7(e) of this subpart; and

(D) The performance test was appropriately quality-assured, as specified in §63.7(c).

(iv) The Administrator will determine compliance with design, equipment, work practice, or operational emission standards in this part by review of records, inspection of the source, and other procedures specified in applicable subparts of this part.

(v) The Administrator will determine compliance with design, equipment, work practice, or operational emission standards in this part by evaluation of an owner or operator's conformance with operation and maintenance requirements, as specified in paragraph (e) of this section and applicable subparts of this part.

(3) *Finding of compliance.* The Administrator will make a finding concerning an affected source's compliance with a non-opacity emission standard, as specified in paragraphs (f)(1) and (2) of this section, upon obtaining all the compliance information required by the relevant standard (including the written reports of performance test results, monitoring results, and other information, if applicable), and information available to the Administrator pursuant to paragraph (e)(1)(i) of this section.

(g) *Use of an alternative nonopacity emission standard.* (1) If, in the Administrator's judgment, an owner or operator of an affected source has established that an alternative means of emission limitation will achieve a reduction in emissions of a hazardous air pollutant from an affected source at least equivalent to the reduction in emissions of that pollutant from that source achieved under any design, equipment, work practice, or operational emission standard, or combination thereof, established under this part pursuant to section 112(h) of the Act, the Administrator will publish in theFederal Registera notice permitting the use of the alternative emission standard for purposes of compliance with the promulgated standard. AnyFederal Registernotice under this paragraph shall be published only after the public is notified and given the opportunity to comment. Such notice will restrict the permission to the stationary source(s) or category(ies) of sources from which the alternative emission standard will achieve equivalent emission reductions. The Administrator will condition permission in such notice on requirements to assure the proper operation and maintenance of equipment and practices required for compliance with the alternative emission standard and other requirements, including appropriate quality assurance and quality control requirements, that are deemed necessary.

(2) An owner or operator requesting permission under this paragraph shall, unless otherwise specified in an applicable subpart, submit a proposed test plan or the results of testing and monitoring in accordance with §63.7 and §63.8, a description of the procedures followed in testing or monitoring, and a description of pertinent conditions during testing or monitoring. Any testing or monitoring conducted to request permission to use an alternative nonopacity emission standard shall be appropriately quality assured and quality controlled, as specified in §63.7 and §63.8.

(3) The Administrator may establish general procedures in an applicable subpart that accomplish the requirements of paragraphs (g)(1) and (g)(2) of this section.

(h) *Compliance with opacity and visible emission standards* —(1) *Applicability.* The opacity and visible emission standards set forth in this part must apply at all times except during periods of startup, shutdown, and malfunction, and as otherwise specified in an applicable subpart. If a

startup, shutdown, or malfunction of one portion of an affected source does not affect the ability of particular emission points within other portions of the affected source to comply with the opacity and visible emission standards set forth in this part, then that emission point shall still be required to comply with the opacity and visible emission standards and other applicable requirements.

(2) *Methods for determining compliance.* (i) The Administrator will determine compliance with opacity and visible emission standards in this part based on the results of the test method specified in an applicable subpart. Whenever a continuous opacity monitoring system (COMS) is required to be installed to determine compliance with numerical opacity emission standards in this part, compliance with opacity emission standards in this part shall be determined by using the results from the COMS. Whenever an opacity emission test method is not specified, compliance with opacity emission standards in this part shall be determined by conducting observations in accordance with Test Method 9 in appendix A of part 60 of this chapter or the method specified in paragraph (h)(7)(ii) of this section. Whenever a visible emission test method is not specified, compliance with visible emission standards in this part shall be determined by conducting observations in accordance with Test Method 22 in appendix A of part 60 of this chapter.

(ii) [Reserved]

(iii) If an affected source undergoes opacity or visible emission testing at startup to obtain an operating permit in the State in which the source is located, the results of such testing may be used to demonstrate compliance with a relevant standard if—

(A) The opacity or visible emission test was conducted within a reasonable amount of time before a performance test is required to be conducted under the relevant standard;

(B) The opacity or visible emission test was conducted under representative operating conditions for the source;

(C) The opacity or visible emission test was conducted and the resulting data were reduced using EPA-approved test methods and procedures, as specified in §63.7(e); and

(D) The opacity or visible emission test was appropriately quality-assured, as specified in §63.7(c) of this section.

(3) [Reserved]

(4) *Notification of opacity or visible emission observations.* The owner or operator of an affected source shall notify the Administrator in writing of the anticipated date for conducting opacity or visible emission observations in accordance with §63.9(f), if such observations are required for the source by a relevant standard.

(5) *Conduct of opacity or visible emission observations.* When a relevant standard under this part includes an opacity or visible emission standard, the owner or operator of an affected source shall comply with the following:

(i) For the purpose of demonstrating initial compliance, opacity or visible emission observations shall be conducted concurrently with the initial performance test required in §63.7 unless one of the following conditions applies:

(A) If no performance test under §63.7 is required, opacity or visible emission observations shall be conducted within 60 days after achieving the maximum production rate at which a new or reconstructed source will be operated, but not later than 120 days after initial startup of the

source, or within 120 days after the effective date of the relevant standard in the case of new sources that start up before the standard's effective date. If no performance test under §63.7 is required, opacity or visible emission observations shall be conducted within 120 days after the compliance date for an existing or modified source; or

(B) If visibility or other conditions prevent the opacity or visible emission observations from being conducted concurrently with the initial performance test required under §63.7, or within the time period specified in paragraph (h)(5)(i)(A) of this section, the source's owner or operator shall reschedule the opacity or visible emission observations as soon after the initial performance test, or time period, as possible, but not later than 30 days thereafter, and shall advise the Administrator of the rescheduled date. The rescheduled opacity or visible emission observations shall be conducted (to the extent possible) under the same operating conditions that existed during the initial performance test conducted under §63.7. The visible emissions observer shall determine whether visibility or other conditions prevent the opacity or visible emission observations from being made concurrently with the initial performance test in accordance with procedures contained in Test Method 9 or Test Method 22 in appendix A of part 60 of this chapter.

(ii) For the purpose of demonstrating initial compliance, the minimum total time of opacity observations shall be 3 hours (30 6-minute averages) for the performance test or other required set of observations (e.g., for fugitive-type emission sources subject only to an opacity emission standard).

(iii) The owner or operator of an affected source to which an opacity or visible emission standard in this part applies shall conduct opacity or visible emission observations in accordance with the provisions of this section, record the results of the evaluation of emissions, and report to the Administrator the opacity or visible emission results in accordance with the provisions of §63.10(d).

(iv) [Reserved]

(v) Opacity readings of portions of plumes that contain condensed, uncombined water vapor shall not be used for purposes of determining compliance with opacity emission standards.

(6) *Availability of records.* The owner or operator of an affected source shall make available, upon request by the Administrator, such records that the Administrator deems necessary to determine the conditions under which the visual observations were made and shall provide evidence indicating proof of current visible observer emission certification.

(7) *Use of a continuous opacity monitoring system.* (i) The owner or operator of an affected source required to use a continuous opacity monitoring system (COMS) shall record the monitoring data produced during a performance test required under §63.7 and shall furnish the Administrator a written report of the monitoring results in accordance with the provisions of §63.10(e)(4).

(ii) Whenever an opacity emission test method has not been specified in an applicable subpart, or an owner or operator of an affected source is required to conduct Test Method 9 observations (see appendix A of part 60 of this chapter), the owner or operator may submit, for compliance purposes, COMS data results produced during any performance test required under §63.7 in lieu of Method 9 data. If the owner or operator elects to submit COMS data for compliance with the opacity emission standard, he or she shall notify the Administrator of that decision, in writing, simultaneously with the notification under §63.7(b) of the date the performance test is scheduled to begin. Once the owner or operator of an affected source has notified the Administrator to that effect, the COMS data results will be used to determine opacity compliance during subsequent

performance tests required under §63.7, unless the owner or operator notifies the Administrator in writing to the contrary not later than with the notification under §63.7(b) of the date the subsequent performance test is scheduled to begin.

(iii) For the purposes of determining compliance with the opacity emission standard during a performance test required under §63.7 using COMS data, the COMS data shall be reduced to 6-minute averages over the duration of the mass emission performance test.

(iv) The owner or operator of an affected source using a COMS for compliance purposes is responsible for demonstrating that he/she has complied with the performance evaluation requirements of §63.8(e), that the COMS has been properly maintained, operated, and data quality-assured, as specified in §63.8(c) and §63.8(d), and that the resulting data have not been altered in any way.

(v) Except as provided in paragraph (h)(7)(ii) of this section, the results of continuous monitoring by a COMS that indicate that the opacity at the time visual observations were made was not in excess of the emission standard are probative but not conclusive evidence of the actual opacity of an emission, provided that the affected source proves that, at the time of the alleged violation, the instrument used was properly maintained, as specified in §63.8(c), and met Performance Specification 1 in appendix B of part 60 of this chapter, and that the resulting data have not been altered in any way.

(8) *Finding of compliance.* The Administrator will make a finding concerning an affected source's compliance with an opacity or visible emission standard upon obtaining all the compliance information required by the relevant standard (including the written reports of the results of the performance tests required by §63.7, the results of Test Method 9 or another required opacity or visible emission test method, the observer certification required by paragraph (h)(6) of this section, and the continuous opacity monitoring system results, whichever is/are applicable) and any information available to the Administrator needed to determine whether proper operation and maintenance practices are being used.

(9) *Adjustment to an opacity emission standard.* (i) If the Administrator finds under paragraph (h)(8) of this section that an affected source is in compliance with all relevant standards for which initial performance tests were conducted under §63.7, but during the time such performance tests were conducted fails to meet any relevant opacity emission standard, the owner or operator of such source may petition the Administrator to make appropriate adjustment to the opacity emission standard for the affected source. Until the Administrator notifies the owner or operator of the appropriate adjustment, the relevant opacity emission standard remains applicable.

(ii) The Administrator may grant such a petition upon a demonstration by the owner or operator that—

(A) The affected source and its associated air pollution control equipment were operated and maintained in a manner to minimize the opacity of emissions during the performance tests;

(B) The performance tests were performed under the conditions established by the Administrator; and

(C) The affected source and its associated air pollution control equipment were incapable of being adjusted or operated to meet the relevant opacity emission standard.

(iii) The Administrator will establish an adjusted opacity emission standard for the affected source meeting the above requirements at a level at which the source will be able, as indicated by the performance and opacity tests, to meet the opacity emission standard at all times during which

the source is meeting the mass or concentration emission standard. The Administrator will promulgate the new opacity emission standard in theFederal Register.

(iv) After the Administrator promulgates an adjusted opacity emission standard for an affected source, the owner or operator of such source shall be subject to the new opacity emission standard, and the new opacity emission standard shall apply to such source during any subsequent performance tests.

(i) *Extension of compliance with emission standards.* (1) Until an extension of compliance has been granted by the Administrator (or a State with an approved permit program) under this paragraph, the owner or operator of an affected source subject to the requirements of this section shall comply with all applicable requirements of this part.

(2) *Extension of compliance for early reductions and other reductions* —(i) *Early reductions.* Pursuant to section 112(i)(5) of the Act, if the owner or operator of an existing source demonstrates that the source has achieved a reduction in emissions of hazardous air pollutants in accordance with the provisions of subpart D of this part, the Administrator (or the State with an approved permit program) will grant the owner or operator an extension of compliance with specific requirements of this part, as specified in subpart D.

(ii) *Other reductions.* Pursuant to section 112(i)(6) of the Act, if the owner or operator of an existing source has installed best available control technology (BACT) (as defined in section 169(3) of the Act) or technology required to meet a lowest achievable emission rate (LAER) (as defined in section 171 of the Act) prior to the promulgation of an emission standard in this part applicable to such source and the same pollutant (or stream of pollutants) controlled pursuant to the BACT or LAER installation, the Administrator will grant the owner or operator an extension of compliance with such emission standard that will apply until the date 5 years after the date on which such installation was achieved, as determined by the Administrator.

(3) *Request for extension of compliance.* Paragraphs (i)(4) through (i)(7) of this section concern requests for an extension of compliance with a relevant standard under this part (except requests for an extension of compliance under paragraph (i)(2)(i) of this section will be handled through procedures specified in subpart D of this part).

(4)(i)(A) The owner or operator of an existing source who is unable to comply with a relevant standard established under this part pursuant to section 112(d) of the Act may request that the Administrator (or a State, when the State has an approved part 70 permit program and the source is required to obtain a part 70 permit under that program, or a State, when the State has been delegated the authority to implement and enforce the emission standard for that source) grant an extension allowing the source up to 1 additional year to comply with the standard, if such additional period is necessary for the installation of controls. An additional extension of up to 3 years may be added for mining waste operations, if the 1-year extension of compliance is insufficient to dry and cover mining waste in order to reduce emissions of any hazardous air pollutant. The owner or operator of an affected source who has requested an extension of compliance under this paragraph and who is otherwise required to obtain a title V permit shall apply for such permit or apply to have the source's title V permit revised to incorporate the conditions of the extension of compliance. The conditions of an extension of compliance granted under this paragraph will be incorporated into the affected source's title V permit according to the provisions of part 70 or Federal title V regulations in this chapter (42 U.S.C. 7661), whichever are applicable.

(B) Any request under this paragraph for an extension of compliance with a relevant standard must be submitted in writing to the appropriate authority no later than 120 days prior to the affected source's compliance date (as specified in paragraphs (b) and (c) of this section), except

as provided for in paragraph (i)(4)(i)(C) of this section. Nonfrivolous requests submitted under this paragraph will stay the applicability of the rule as to the emission points in question until such time as the request is granted or denied. A denial will be effective as of the date of denial. Emission standards established under this part may specify alternative dates for the submittal of requests for an extension of compliance if alternatives are appropriate for the source categories affected by those standards.

(C) An owner or operator may submit a compliance extension request after the date specified in paragraph (i)(4)(i)(B) of this section provided the need for the compliance extension arose after that date, and before the otherwise applicable compliance date and the need arose due to circumstances beyond reasonable control of the owner or operator. This request must include, in addition to the information required in paragraph (i)(6)(i) of this section, a statement of the reasons additional time is needed and the date when the owner or operator first learned of the problems. Nonfrivolous requests submitted under this paragraph will stay the applicability of the rule as to the emission points in question until such time as the request is granted or denied. A denial will be effective as of the original compliance date.

(ii) The owner or operator of an existing source unable to comply with a relevant standard established under this part pursuant to section 112(f) of the Act may request that the Administrator grant an extension allowing the source up to 2 years after the standard's effective date to comply with the standard. The Administrator may grant such an extension if he/she finds that such additional period is necessary for the installation of controls and that steps will be taken during the period of the extension to assure that the health of persons will be protected from imminent endangerment. Any request for an extension of compliance with a relevant standard under this paragraph must be submitted in writing to the Administrator not later than 90 calendar days after the effective date of the relevant standard.

(5) The owner or operator of an existing source that has installed BACT or technology required to meet LAER [as specified in paragraph (i)(2)(ii) of this section] prior to the promulgation of a relevant emission standard in this part may request that the Administrator grant an extension allowing the source 5 years from the date on which such installation was achieved, as determined by the Administrator, to comply with the standard. Any request for an extension of compliance with a relevant standard under this paragraph shall be submitted in writing to the Administrator not later than 120 days after the promulgation date of the standard. The Administrator may grant such an extension if he or she finds that the installation of BACT or technology to meet LAER controls the same pollutant (or stream of pollutants) that would be controlled at that source by the relevant emission standard.

(6)(i) The request for a compliance extension under paragraph (i)(4) of this section shall include the following information:

(A) A description of the controls to be installed to comply with the standard;

(B) A compliance schedule, including the date by which each step toward compliance will be reached. At a minimum, the list of dates shall include:

(*1*) The date by which on-site construction, installation of emission control equipment, or a process change is planned to be initiated; and

(*2*) The date by which final compliance is to be achieved.

(*3*) The date by which on-site construction, installation of emission control equipment, or a process change is to be completed; and

(*4*) The date by which final compliance is to be achieved;

(C)–(D)

(ii) The request for a compliance extension under paragraph (i)(5) of this section shall include all information needed to demonstrate to the Administrator's satisfaction that the installation of BACT or technology to meet LAER controls the same pollutant (or stream of pollutants) that would be controlled at that source by the relevant emission standard.

(7) Advice on requesting an extension of compliance may be obtained from the Administrator (or the State with an approved permit program).

(8) *Approval of request for extension of compliance.* Paragraphs (i)(9) through (i)(14) of this section concern approval of an extension of compliance requested under paragraphs (i)(4) through (i)(6) of this section.

(9) Based on the information provided in any request made under paragraphs (i)(4) through (i)(6) of this section, or other information, the Administrator (or the State with an approved permit program) may grant an extension of compliance with an emission standard, as specified in paragraphs (i)(4) and (i)(5) of this section.

(10) The extension will be in writing and will—

(i) Identify each affected source covered by the extension;

(ii) Specify the termination date of the extension;

(iii) Specify the dates by which steps toward compliance are to be taken, if appropriate;

(iv) Specify other applicable requirements to which the compliance extension applies (e.g., performance tests); and

(v)(A) Under paragraph (i)(4), specify any additional conditions that the Administrator (or the State) deems necessary to assure installation of the necessary controls and protection of the health of persons during the extension period; or

(B) Under paragraph (i)(5), specify any additional conditions that the Administrator deems necessary to assure the proper operation and maintenance of the installed controls during the extension period.

(11) The owner or operator of an existing source that has been granted an extension of compliance under paragraph (i)(10) of this section may be required to submit to the Administrator (or the State with an approved permit program) progress reports indicating whether the steps toward compliance outlined in the compliance schedule have been reached. The contents of the progress reports and the dates by which they shall be submitted will be specified in the written extension of compliance granted under paragraph (i)(10) of this section.

(12)(i) The Administrator (or the State with an approved permit program) will notify the owner or operator in writing of approval or intention to deny approval of a request for an extension of compliance within 30 calendar days after receipt of sufficient information to evaluate a request submitted under paragraph (i)(4)(i) or (i)(5) of this section. The Administrator (or the State) will notify the owner or operator in writing of the status of his/her application, that is, whether the application contains sufficient information to make a determination, within 30 calendar days after

receipt of the original application and within 30 calendar days after receipt of any supplementary information that is submitted. The 30-day approval or denial period will begin after the owner or operator has been notified in writing that his/her application is complete.

(ii) When notifying the owner or operator that his/her application is not complete, the Administrator will specify the information needed to complete the application and provide notice of opportunity for the applicant to present, in writing, within 30 calendar days after he/she is notified of the incomplete application, additional information or arguments to the Administrator to enable further action on the application.

(iii) Before denying any request for an extension of compliance, the Administrator (or the State with an approved permit program) will notify the owner or operator in writing of the Administrator's (or the State's) intention to issue the denial, together with—

(A) Notice of the information and findings on which the intended denial is based; and

(B) Notice of opportunity for the owner or operator to present in writing, within 15 calendar days after he/she is notified of the intended denial, additional information or arguments to the Administrator (or the State) before further action on the request.

(iv) The Administrator's final determination to deny any request for an extension will be in writing and will set forth the specific grounds on which the denial is based. The final determination will be made within 30 calendar days after presentation of additional information or argument (if the application is complete), or within 30 calendar days after the final date specified for the presentation if no presentation is made.

(13)(i) The Administrator will notify the owner or operator in writing of approval or intention to deny approval of a request for an extension of compliance within 30 calendar days after receipt of sufficient information to evaluate a request submitted under paragraph (i)(4)(ii) of this section. The 30-day approval or denial period will begin after the owner or operator has been notified in writing that his/her application is complete. The Administrator (or the State) will notify the owner or operator in writing of the status of his/her application, that is, whether the application contains sufficient information to make a determination, within 15 calendar days after receipt of the original application and within 15 calendar days after receipt of any supplementary information that is submitted.

(ii) When notifying the owner or operator that his/her application is not complete, the Administrator will specify the information needed to complete the application and provide notice of opportunity for the applicant to present, in writing, within 15 calendar days after he/she is notified of the incomplete application, additional information or arguments to the Administrator to enable further action on the application.

(iii) Before denying any request for an extension of compliance, the Administrator will notify the owner or operator in writing of the Administrator's intention to issue the denial, together with—

(A) Notice of the information and findings on which the intended denial is based; and

(B) Notice of opportunity for the owner or operator to present in writing, within 15 calendar days after he/she is notified of the intended denial, additional information or arguments to the Administrator before further action on the request.

(iv) A final determination to deny any request for an extension will be in writing and will set forth the specific grounds on which the denial is based. The final determination will be made within 30

calendar days after presentation of additional information or argument (if the application is complete), or within 30 calendar days after the final date specified for the presentation if no presentation is made.

(14) The Administrator (or the State with an approved permit program) may terminate an extension of compliance at an earlier date than specified if any specification under paragraph (i)(10)(iii) or (iv) of this section is not met. Upon a determination to terminate, the Administrator will notify, in writing, the owner or operator of the Administrator's determination to terminate, together with:

(i) Notice of the reason for termination; and

(ii) Notice of opportunity for the owner or operator to present in writing, within 15 calendar days after he/she is notified of the determination to terminate, additional information or arguments to the Administrator before further action on the termination.

(iii) A final determination to terminate an extension of compliance will be in writing and will set forth the specific grounds on which the termination is based. The final determination will be made within 30 calendar days after presentation of additional information or arguments, or within 30 calendar days after the final date specified for the presentation if no presentation is made.

(15) [Reserved]

(16) The granting of an extension under this section shall not abrogate the Administrator's authority under section 114 of the Act.

(j) *Exemption from compliance with emission standards.* The President may exempt any stationary source from compliance with any relevant standard established pursuant to section 112 of the Act for a period of not more than 2 years if the President determines that the technology to implement such standard is not available and that it is in the national security interests of the United States to do so. An exemption under this paragraph may be extended for 1 or more additional periods, each period not to exceed 2 years.

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§ 63.7 Performance testing requirements.

(a) *Applicability and performance test dates.* (1) The applicability of this section is set out in §63.1(a)(4).

(2) Except as provided in paragraph (a)(4) of this section, if required to do performance testing by a relevant standard, and unless a waiver of performance testing is obtained under this section or the conditions of paragraph (c)(3)(ii)(B) of this section apply, the owner or operator of the affected source must perform such tests within 180 days of the compliance date for such source.

(i)–(viii) [Reserved]

(ix) Except as provided in paragraph (a)(4) of this section, when an emission standard promulgated under this part is more stringent than the standard proposed (see §63.6(b)(3)), the owner or operator of a new or reconstructed source subject to that standard for which construction or reconstruction is commenced between the proposal and promulgation dates of the standard shall comply with performance testing requirements within 180 days after the standard's

effective date, or within 180 days after startup of the source, whichever is later. If the promulgated standard is more stringent than the proposed standard, the owner or operator may choose to demonstrate compliance with either the proposed or the promulgated standard. If the owner or operator chooses to comply with the proposed standard initially, the owner or operator shall conduct a second performance test within 3 years and 180 days after the effective date of the standard, or after startup of the source, whichever is later, to demonstrate compliance with the promulgated standard.

(3) The Administrator may require an owner or operator to conduct performance tests at the affected source at any other time when the action is authorized by section 114 of the Act.

(4) If a force majeure is about to occur, occurs, or has occurred for which the affected owner or operator intends to assert a claim of force majeure:

(i) The owner or operator shall notify the Administrator, in writing as soon as practicable following the date the owner or operator first knew, or through due diligence should have known that the event may cause or caused a delay in testing beyond the regulatory deadline specified in paragraph (a)(2) or (a)(3) of this section, or elsewhere in this part, but the notification must occur before the performance test deadline unless the initial force majeure or a subsequent force majeure event delays the notice, and in such cases, the notification shall occur as soon as practicable.

(ii) The owner or operator shall provide to the Administrator a written description of the force majeure event and a rationale for attributing the delay in testing beyond the regulatory deadline to the force majeure; describe the measures taken or to be taken to minimize the delay; and identify a date by which the owner or operator proposes to conduct the performance test. The performance test shall be conducted as soon as practicable after the force majeure occurs.

(iii) The decision as to whether or not to grant an extension to the performance test deadline is solely within the discretion of the Administrator. The Administrator will notify the owner or operator in writing of approval or disapproval of the request for an extension as soon as practicable.

(iv) Until an extension of the performance test deadline has been approved by the Administrator under paragraphs (a)(4)(i), (a)(4)(ii), and (a)(4)(iii) of this section, the owner or operator of the affected facility remains strictly subject to the requirements of this part.

(b) *Notification of performance test.* (1) The owner or operator of an affected source must notify the Administrator in writing of his or her intention to conduct a performance test at least 60 calendar days before the performance test is initially scheduled to begin to allow the Administrator, upon request, to review an approve the site-specific test plan required under paragraph (c) of this section and to have an observer present during the test.

(2) In the event the owner or operator is unable to conduct the performance test on the date specified in the notification requirement specified in paragraph (b)(1) of this section due to unforeseeable circumstances beyond his or her control, the owner or operator must notify the Administrator as soon as practicable and without delay prior to the scheduled performance test date and specify the date when the performance test is rescheduled. This notification of delay in conducting the performance test shall not relieve the owner or operator of legal responsibility for compliance with any other applicable provisions of this part or with any other applicable Federal, State, or local requirement, nor will it prevent the Administrator from implementing or enforcing this part or taking any other action under the Act.

(c) *Quality assurance program.* (1) The results of the quality assurance program required in this paragraph will be considered by the Administrator when he/she determines the validity of a performance test.

(2)(i) *Submission of site-specific test plan.* Before conducting a required performance test, the owner or operator of an affected source shall develop and, if requested by the Administrator, shall submit a site-specific test plan to the Administrator for approval. The test plan shall include a test program summary, the test schedule, data quality objectives, and both an internal and external quality assurance (QA) program. Data quality objectives are the pretest expectations of precision, accuracy, and completeness of data.

(ii) The internal QA program shall include, at a minimum, the activities planned by routine operators and analysts to provide an assessment of test data precision; an example of internal QA is the sampling and analysis of replicate samples.

(iii) The external QA program shall include, at a minimum, application of plans for a test method performance audit (PA) during the performance test. The PA's consist of blind audit samples provided by the Administrator and analyzed during the performance test in order to provide a measure of test data bias. The external QA program may also include systems audits that include the opportunity for on-site evaluation by the Administrator of instrument calibration, data validation, sample logging, and documentation of quality control data and field maintenance activities.

(iv) The owner or operator of an affected source shall submit the site-specific test plan to the Administrator upon the Administrator's request at least 60 calendar days before the performance test is scheduled to take place, that is, simultaneously with the notification of intention to conduct a performance test required under paragraph (b) of this section, or on a mutually agreed upon date.

(v) The Administrator may request additional relevant information after the submittal of a site-specific test plan.

(3) *Approval of site-specific test plan.* (i) The Administrator will notify the owner or operator of approval or intention to deny approval of the site-specific test plan (if review of the site-specific test plan is requested) within 30 calendar days after receipt of the original plan and within 30 calendar days after receipt of any supplementary information that is submitted under paragraph (c)(3)(i)(B) of this section. Before disapproving any site-specific test plan, the Administrator will notify the applicant of the Administrator's intention to disapprove the plan together with—

(A) Notice of the information and findings on which the intended disapproval is based; and

(B) Notice of opportunity for the owner or operator to present, within 30 calendar days after he/she is notified of the intended disapproval, additional information to the Administrator before final action on the plan.

(ii) In the event that the Administrator fails to approve or disapprove the site-specific test plan within the time period specified in paragraph (c)(3)(i) of this section, the following conditions shall apply:

(A) If the owner or operator intends to demonstrate compliance using the test method(s) specified in the relevant standard or with only minor changes to those tests methods (see paragraph (e)(2)(i) of this section), the owner or operator must conduct the performance test within the time specified in this section using the specified method(s);

(B) If the owner or operator intends to demonstrate compliance by using an alternative to any test method specified in the relevant standard, the owner or operator is authorized to conduct the performance test using an alternative test method after the Administrator approves the use of the alternative method when the Administrator approves the site-specific test plan (if review of the site-specific test plan is requested) or after the alternative method is approved (see paragraph (f) of this section). However, the owner or operator is authorized to conduct the performance test using an alternative method in the absence of notification of approval 45 days after submission of the site-specific test plan or request to use an alternative method. The owner or operator is authorized to conduct the performance test within 60 calendar days after he/she is authorized to demonstrate compliance using an alternative test method. Notwithstanding the requirements in the preceding three sentences, the owner or operator may proceed to conduct the performance test as required in this section (without the Administrator's prior approval of the site-specific test plan) if he/she subsequently chooses to use the specified testing and monitoring methods instead of an alternative.

(iii) Neither the submission of a site-specific test plan for approval, nor the Administrator's approval or disapproval of a plan, nor the Administrator's failure to approve or disapprove a plan in a timely manner shall—

(A) Relieve an owner or operator of legal responsibility for compliance with any applicable provisions of this part or with any other applicable Federal, State, or local requirement; or

(B) Prevent the Administrator from implementing or enforcing this part or taking any other action under the Act.

(4)(i) *Performance test method audit program.* The owner or operator must analyze performance audit (PA) samples during each performance test. The owner or operator must request performance audit materials 30 days prior to the test date. Audit materials including cylinder audit gases may be obtained by contacting the appropriate EPA Regional Office or the responsible enforcement authority.

(ii) The Administrator will have sole discretion to require any subsequent remedial actions of the owner or operator based on the PA results.

(iii) If the Administrator fails to provide required PA materials to an owner or operator of an affected source in time to analyze the PA samples during a performance test, the requirement to conduct a PA under this paragraph shall be waived for such source for that performance test. Waiver under this paragraph of the requirement to conduct a PA for a particular performance test does not constitute a waiver of the requirement to conduct a PA for future required performance tests.

(d) *Performance testing facilities.* If required to do performance testing, the owner or operator of each new source and, at the request of the Administrator, the owner or operator of each existing source, shall provide performance testing facilities as follows:

(1) Sampling ports adequate for test methods applicable to such source. This includes:

(i) Constructing the air pollution control system such that volumetric flow rates and pollutant emission rates can be accurately determined by applicable test methods and procedures; and

(ii) Providing a stack or duct free of cyclonic flow during performance tests, as demonstrated by applicable test methods and procedures;

(2) Safe sampling platform(s);

(3) Safe access to sampling platform(s);

(4) Utilities for sampling and testing equipment; and

(5) Any other facilities that the Administrator deems necessary for safe and adequate testing of a source.

(e) *Conduct of performance tests.* (1) Performance tests shall be conducted under such conditions as the Administrator specifies to the owner or operator based on representative performance (i.e., performance based on normal operating conditions) of the affected source. Operations during periods of startup, shutdown, and malfunction shall not constitute representative conditions for the purpose of a performance test, nor shall emissions in excess of the level of the relevant standard during periods of startup, shutdown, and malfunction be considered a violation of the relevant standard unless otherwise specified in the relevant standard or a determination of noncompliance is made under §63.6(e). Upon request, the owner or operator shall make available to the Administrator such records as may be necessary to determine the conditions of performance tests.

(2) Performance tests shall be conducted and data shall be reduced in accordance with the test methods and procedures set forth in this section, in each relevant standard, and, if required, in applicable appendices of parts 51, 60, 61, and 63 of this chapter unless the Administrator—

(i) Specifies or approves, in specific cases, the use of a test method with minor changes in methodology (see definition in §63.90(a)). Such changes may be approved in conjunction with approval of the site-specific test plan (see paragraph (c) of this section); or

(ii) Approves the use of an intermediate or major change or alternative to a test method (see definitions in §63.90(a)), the results of which the Administrator has determined to be adequate for indicating whether a specific affected source is in compliance; or

(iii) Approves shorter sampling times or smaller sample volumes when necessitated by process variables or other factors; or

(iv) Waives the requirement for performance tests because the owner or operator of an affected source has demonstrated by other means to the Administrator's satisfaction that the affected source is in compliance with the relevant standard.

(3) Unless otherwise specified in a relevant standard or test method, each performance test shall consist of three separate runs using the applicable test method. Each run shall be conducted for the time and under the conditions specified in the relevant standard. For the purpose of determining compliance with a relevant standard, the arithmetic mean of the results of the three runs shall apply. Upon receiving approval from the Administrator, results of a test run may be replaced with results of an additional test run in the event that—

(i) A sample is accidentally lost after the testing team leaves the site; or

(ii) Conditions occur in which one of the three runs must be discontinued because of forced shutdown; or

(iii) Extreme meteorological conditions occur; or

(iv) Other circumstances occur that are beyond the owner or operator's control.

(4) Nothing in paragraphs (e)(1) through (e)(3) of this section shall be construed to abrogate the Administrator's authority to require testing under section 114 of the Act.

(f) *Use of an alternative test method* —(1) *General.* Until authorized to use an intermediate or major change or alternative to a test method, the owner or operator of an affected source remains subject to the requirements of this section and the relevant standard.

(2) The owner or operator of an affected source required to do performance testing by a relevant standard may use an alternative test method from that specified in the standard provided that the owner or operator—

(i) Notifies the Administrator of his or her intention to use an alternative test method at least 60 days before the performance test is scheduled to begin;

(ii) Uses Method 301 in appendix A of this part to validate the alternative test method. This may include the use of specific procedures of Method 301 if use of such procedures are sufficient to validate the alternative test method; and

(iii) Submits the results of the Method 301 validation process along with thnotification of intention and the justification for not using the specified test method. The owner or operator may submit the information required in this paragraph well in advance of the deadline specified in paragraph (f)(2)(i) of this section to ensure a timely review by the Administrator in order to meet the performance test date specified in this section or the relevant standard.

(3) The Administrator will determine whether the owner or operator's validation of the proposed alternative test method is adequate and issue an approval or disapproval of the alternative test method. If the owner or operator intends to demonstrate compliance by using an alternative to any test method specified in the relevant standard, the owner or operator is authorized to conduct the performance test using an alternative test method after the Administrator approves the use of the alternative method. However, the owner or operator is authorized to conduct the performance test using an alternative method in the absence of notification of approval/disapproval 45 days after submission of the request to use an alternative method and the request satisfies the requirements in paragraph (f)(2) of this section. The owner or operator is authorized to conduct the performance test within 60 calendar days after he/she is authorized to demonstrate compliance using an alternative test method. Notwithstanding the requirements in the preceding three sentences, the owner or operator may proceed to conduct the performance test as required in this section (without the Administrator's prior approval of the site-specific test plan) if he/she subsequently chooses to use the specified testing and monitoring methods instead of an alternative.

(4) If the Administrator finds reasonable grounds to dispute the results obtained by an alternative test method for the purposes of demonstrating compliance with a relevant standard, the Administrator may require the use of a test method specified in a relevant standard.

(5) If the owner or operator uses an alternative test method for an affected source during a required performance test, the owner or operator of such source shall continue to use the alternative test method for subsequent performance tests at that affected source until he or she receives approval from the Administrator to use another test method as allowed under §63.7(f).

(6) Neither the validation and approval process nor the failure to validate an alternative test method shall abrogate the owner or operator's responsibility to comply with the requirements of this part.

(g) *Data analysis, recordkeeping, and reporting.* (1) Unless otherwise specified in a relevant standard or test method, or as otherwise approved by the Administrator in writing, results of a performance test shall include the analysis of samples, determination of emissions, and raw data. A performance test is “completed” when field sample collection is terminated. The owner or operator of an affected source shall report the results of the performance test to the Administrator before the close of business on the 60th day following the completion of the performance test, unless specified otherwise in a relevant standard or as approved otherwise in writing by the Administrator (see §63.9(i)). The results of the performance test shall be submitted as part of the notification of compliance status required under §63.9(h). Before a title V permit has been issued to the owner or operator of an affected source, the owner or operator shall send the results of the performance test to the Administrator. After a title V permit has been issued to the owner or operator of an affected source, the owner or operator shall send the results of the performance test to the appropriate permitting authority.

(2) [Reserved]

(3) For a minimum of 5 years after a performance test is conducted, the owner or operator shall retain and make available, upon request, for inspection by the Administrator the records or results of such performance test and other data needed to determine emissions from an affected source.

(h) *Waiver of performance tests.* (1) Until a waiver of a performance testing requirement has been granted by the Administrator under this paragraph, the owner or operator of an affected source remains subject to the requirements of this section.

(2) Individual performance tests may be waived upon written application to the Administrator if, in the Administrator's judgment, the source is meeting the relevant standard(s) on a continuous basis, or the source is being operated under an extension of compliance, or the owner or operator has requested an extension of compliance and the Administrator is still considering that request.

(3) *Request to waive a performance test.* (i) If a request is made for an extension of compliance under §63.6(i), the application for a waiver of an initial performance test shall accompany the information required for the request for an extension of compliance. If no extension of compliance is requested or if the owner or operator has requested an extension of compliance and the Administrator is still considering that request, the application for a waiver of an initial performance test shall be submitted at least 60 days before the performance test if the site-specific test plan under paragraph (c) of this section is not submitted.

(ii) If an application for a waiver of a subsequent performance test is made, the application may accompany any required compliance progress report, compliance status report, or excess emissions and continuous monitoring system performance report [such as those required under §63.6(i), §63.9(h), and §63.10(e) or specified in a relevant standard or in the source's title V permit], but it shall be submitted at least 60 days before the performance test if the site-specific test plan required under paragraph (c) of this section is not submitted.

(iii) Any application for a waiver of a performance test shall include information justifying the owner or operator's request for a waiver, such as the technical or economic infeasibility, or the impracticality, of the affected source performing the required test.

(4) *Approval of request to waive performance test.* The Administrator will approve or deny a request for a waiver of a performance test made under paragraph (h)(3) of this section when he/she—

(i) Approves or denies an extension of compliance under §63.6(i)(8); or

(ii) Approves or disapproves a site-specific test plan under §63.7(c)(3); or

(iii) Makes a determination of compliance following the submission of a required compliance status report or excess emissions and continuous monitoring systems performance report; or

(iv) Makes a determination of suitable progress towards compliance following the submission of a compliance progress report, whichever is applicable.

(5) Approval of any waiver granted under this section shall not abrogate the Administrator's authority under the Act or in any way prohibit the Administrator from later canceling the waiver. The cancellation will be made only after notice is given to the owner or operator of the affected source.

[59 FR 12430, Mar. 16, 1994, as amended at 65 FR 62215, Oct. 17, 2000; 67 FR 16602, Apr. 5, 2002; 72 FR 27443, May 16, 2007]

§ 63.8 Monitoring requirements.

(a) *Applicability.* (1) The applicability of this section is set out in §63.1(a)(4).

(2) For the purposes of this part, all CMS required under relevant standards shall be subject to the provisions of this section upon promulgation of performance specifications for CMS as specified in the relevant standard or otherwise by the Administrator.

(3) [Reserved]

(4) Additional monitoring requirements for control devices used to comply with provisions in relevant standards of this part are specified in §63.11.

(b) *Conduct of monitoring.* (1) Monitoring shall be conducted as set forth in this section and the relevant standard(s) unless the Administrator—

(i) Specifies or approves the use of minor changes in methodology for the specified monitoring requirements and procedures (see §63.90(a) for definition); or

(ii) Approves the use of an intermediate or major change or alternative to any monitoring requirements or procedures (see §63.90(a) for definition).

(iii) Owners or operators with flares subject to §63.11(b) are not subject to the requirements of this section unless otherwise specified in the relevant standard.

(2)(i) When the emissions from two or more affected sources are combined before being released to the atmosphere, the owner or operator may install an applicable CMS for each emission stream or for the combined emissions streams, provided the monitoring is sufficient to demonstrate compliance with the relevant standard.

(ii) If the relevant standard is a mass emission standard and the emissions from one affected source are released to the atmosphere through more than one point, the owner or operator must install an applicable CMS at each emission point unless the installation of fewer systems is—

(A) Approved by the Administrator; or

(B) Provided for in a relevant standard (e.g., instead of requiring that a CMS be installed at each emission point before the effluents from those points are channeled to a common control device, the standard specifies that only one CMS is required to be installed at the vent of the control device).

(3) When more than one CMS is used to measure the emissions from one affected source (e.g., multiple breechings, multiple outlets), the owner or operator shall report the results as required for each CMS. However, when one CMS is used as a backup to another CMS, the owner or operator shall report the results from the CMS used to meet the monitoring requirements of this part. If both such CMS are used during a particular reporting period to meet the monitoring requirements of this part, then the owner or operator shall report the results from each CMS for the relevant compliance period.

(c) *Operation and maintenance of continuous monitoring systems.* (1) The owner or operator of an affected source shall maintain and operate each CMS as specified in this section, or in a relevant standard, and in a manner consistent with good air pollution control practices. (i) The owner or operator of an affected source must maintain and operate each CMS as specified in §63.6(e)(1).

(ii) The owner or operator must keep the necessary parts for routine repairs of the affected CMS equipment readily available.

(iii) The owner or operator of an affected source must develop a written startup, shutdown, and malfunction plan for CMS as specified in §63.6(e)(3).

(2)(i) All CMS must be installed such that representative measures of emissions or process parameters from the affected source are obtained. In addition, CEMS must be located according to procedures contained in the applicable performance specification(s).

(ii) Unless the individual subpart states otherwise, the owner or operator must ensure the read out (that portion of the CMS that provides a visual display or record), or other indication of operation, from any CMS required for compliance with the emission standard is readily accessible on site for operational control or inspection by the operator of the equipment.

(3) All CMS shall be installed, operational, and the data verified as specified in the relevant standard either prior to or in conjunction with conducting performance tests under §63.7. Verification of operational status shall, at a minimum, include completion of the manufacturer's written specifications or recommendations for installation, operation, and calibration of the system.

(4) Except for system breakdowns, out-of-control periods, repairs, maintenance periods, calibration checks, and zero (low-level) and high-level calibration drift adjustments, all CMS, including COMS and CEMS, shall be in continuous operation and shall meet minimum frequency of operation requirements as follows:

(i) All COMS shall complete a minimum of one cycle of sampling and analyzing for each successive 10-second period and one cycle of data recording for each successive 6-minute period.

(ii) All CEMS for measuring emissions other than opacity shall complete a minimum of one cycle of operation (sampling, analyzing, and data recording) for each successive 15-minute period.

(5) Unless otherwise approved by the Administrator, minimum procedures for COMS shall include a method for producing a simulated zero opacity condition and an upscale (high-level) opacity condition using a certified neutral density filter or other related technique to produce a known obscuration of the light beam. Such procedures shall provide a system check of all the analyzer's internal optical surfaces and all electronic circuitry, including the lamp and photodetector assembly normally used in the measurement of opacity.

(6) The owner or operator of a CMS that is not a CPMS, which is installed in accordance with the provisions of this part and the applicable CMS performance specification(s), must check the zero (low-level) and high-level calibration drifts at least once daily in accordance with the written procedure specified in the performance evaluation plan developed under paragraphs (e)(3)(i) and (ii) of this section. The zero (low-level) and high-level calibration drifts must be adjusted, at a minimum, whenever the 24-hour zero (low-level) drift exceeds two times the limits of the applicable performance specification(s) specified in the relevant standard. The system shall allow the amount of excess zero (low-level) and high-level drift measured at the 24-hour interval checks to be recorded and quantified whenever specified. For COMS, all optical and instrumental surfaces exposed to the effluent gases must be cleaned prior to performing the zero (low-level) and high-level drift adjustments; the optical surfaces and instrumental surfaces must be cleaned when the cumulative automatic zero compensation, if applicable, exceeds 4 percent opacity. The CPMS must be calibrated prior to use for the purposes of complying with this section. The CPMS must be checked daily for indication that the system is responding. If the CPMS system includes an internal system check, results must be recorded and checked daily for proper operation.

(7)(i) A CMS is out of control if—

(A) The zero (low-level), mid-level (if applicable), or high-level calibration drift (CD) exceeds two times the applicable CD specification in the applicable performance specification or in the relevant standard; or

(B) The CMS fails a performance test audit (e.g., cylinder gas audit), relative accuracy audit, relative accuracy test audit, or linearity test audit; or

(C) The COMS CD exceeds two times the limit in the applicable performance specification in the relevant standard.

(ii) When the CMS is out of control, the owner or operator of the affected source shall take the necessary corrective action and shall repeat all necessary tests which indicate that the system is out of control. The owner or operator shall take corrective action and conduct retesting until the performance requirements are below the applicable limits. The beginning of the out-of-control period is the hour the owner or operator conducts a performance check (e.g., calibration drift) that indicates an exceedance of the performance requirements established under this part. The end of the out-of-control period is the hour following the completion of corrective action and successful demonstration that the system is within the allowable limits. During the period the CMS is out of control, recorded data shall not be used in data averages and calculations, or to meet any data availability requirement established under this part.

(8) The owner or operator of a CMS that is out of control as defined in paragraph (c)(7) of this section shall submit all information concerning out-of-control periods, including start and end dates and hours and descriptions of corrective actions taken, in the excess emissions and continuous monitoring system performance report required in §63.10(e)(3).

(d) *Quality control program.* (1) The results of the quality control program required in this paragraph will be considered by the Administrator when he/she determines the validity of monitoring data.

(2) The owner or operator of an affected source that is required to use a CMS and is subject to the monitoring requirements of this section and a relevant standard shall develop and implement a CMS quality control program. As part of the quality control program, the owner or operator shall develop and submit to the Administrator for approval upon request a site-specific performance evaluation test plan for the CMS performance evaluation required in paragraph (e)(3)(i) of this section, according to the procedures specified in paragraph (e). In addition, each quality control program shall include, at a minimum, a written protocol that describes procedures for each of the following operations:

(i) Initial and any subsequent calibration of the CMS;

(ii) Determination and adjustment of the calibration drift of the CMS;

(iii) Preventive maintenance of the CMS, including spare parts inventory;

(iv) Data recording, calculations, and reporting;

(v) Accuracy audit procedures, including sampling and analysis methods; and

(vi) Program of corrective action for a malfunctioning CMS.

(3) The owner or operator shall keep these written procedures on record for the life of the affected source or until the affected source is no longer subject to the provisions of this part, to be made available for inspection, upon request, by the Administrator. If the performance evaluation plan is revised, the owner or operator shall keep previous (i.e., superseded) versions of the performance evaluation plan on record to be made available for inspection, upon request, by the Administrator, for a period of 5 years after each revision to the plan. Where relevant, e.g., program of corrective action for a malfunctioning CMS, these written procedures may be incorporated as part of the affected source's startup, shutdown, and malfunction plan to avoid duplication of planning and recordkeeping efforts.

(e) *Performance evaluation of continuous monitoring systems* —(1) *General.* When required by a relevant standard, and at any other time the Administrator may require under section 114 of the Act, the owner or operator of an affected source being monitored shall conduct a performance evaluation of the CMS. Such performance evaluation shall be conducted according to the applicable specifications and procedures described in this section or in the relevant standard.

(2) *Notification of performance evaluation.* The owner or operator shall notify the Administrator in writing of the date of the performance evaluation simultaneously with the notification of the performance test date required under §63.7(b) or at least 60 days prior to the date the performance evaluation is scheduled to begin if no performance test is required.

(3)(i) *Submission of site-specific performance evaluation test plan.* Before conducting a required CMS performance evaluation, the owner or operator of an affected source shall develop and submit a site-specific performance evaluation test plan to the Administrator for approval upon request. The performance evaluation test plan shall include the evaluation program objectives, an evaluation program summary, the performance evaluation schedule, data quality objectives, and both an internal and external QA program. Data quality objectives are the pre-evaluation expectations of precision, accuracy, and completeness of data.

(ii) The internal QA program shall include, at a minimum, the activities planned by routine operators and analysts to provide an assessment of CMS performance. The external QA program shall include, at a minimum, systems audits that include the opportunity for on-site evaluation by

the Administrator of instrument calibration, data validation, sample logging, and documentation of quality control data and field maintenance activities.

(iii) The owner or operator of an affected source shall submit the site-specific performance evaluation test plan to the Administrator (if requested) at least 60 days before the performance test or performance evaluation is scheduled to begin, or on a mutually agreed upon date, and review and approval of the performance evaluation test plan by the Administrator will occur with the review and approval of the site-specific test plan (if review of the site-specific test plan is requested).

(iv) The Administrator may request additional relevant information after the submittal of a site-specific performance evaluation test plan.

(v) In the event that the Administrator fails to approve or disapprove the site-specific performance evaluation test plan within the time period specified in §63.7(c)(3), the following conditions shall apply:

(A) If the owner or operator intends to demonstrate compliance using the monitoring method(s) specified in the relevant standard, the owner or operator shall conduct the performance evaluation within the time specified in this subpart using the specified method(s);

(B) If the owner or operator intends to demonstrate compliance by using an alternative to a monitoring method specified in the relevant standard, the owner or operator shall refrain from conducting the performance evaluation until the Administrator approves the use of the alternative method. If the Administrator does not approve the use of the alternative method within 30 days before the performance evaluation is scheduled to begin, the performance evaluation deadlines specified in paragraph (e)(4) of this section may be extended such that the owner or operator shall conduct the performance evaluation within 60 calendar days after the Administrator approves the use of the alternative method. Notwithstanding the requirements in the preceding two sentences, the owner or operator may proceed to conduct the performance evaluation as required in this section (without the Administrator's prior approval of the site-specific performance evaluation test plan) if he/she subsequently chooses to use the specified monitoring method(s) instead of an alternative.

(vi) Neither the submission of a site-specific performance evaluation test plan for approval, nor the Administrator's approval or disapproval of a plan, nor the Administrator's failure to approve or disapprove a plan in a timely manner shall—

(A) Relieve an owner or operator of legal responsibility for compliance with any applicable provisions of this part or with any other applicable Federal, State, or local requirement; or

(B) Prevent the Administrator from implementing or enforcing this part or taking any other action under the Act.

(4) *Conduct of performance evaluation and performance evaluation dates.* The owner or operator of an affected source shall conduct a performance evaluation of a required CMS during any performance test required under §63.7 in accordance with the applicable performance specification as specified in the relevant standard. Notwithstanding the requirement in the previous sentence, if the owner or operator of an affected source elects to submit COMS data for compliance with a relevant opacity emission standard as provided under §63.6(h)(7), he/she shall conduct a performance evaluation of the COMS as specified in the relevant standard, before the performance test required under §63.7 is conducted in time to submit the results of the performance evaluation as specified in paragraph (e)(5)(ii) of this section. If a performance test is not required, or the requirement for a performance test has been waived under §63.7(h), the

owner or operator of an affected source shall conduct the performance evaluation not later than 180 days after the appropriate compliance date for the affected source, as specified in §63.7(a), or as otherwise specified in the relevant standard.

(5) *Reporting performance evaluation results.* (i) The owner or operator shall furnish the Administrator a copy of a written report of the results of the performance evaluation simultaneously with the results of the performance test required under §63.7 or within 60 days of completion of the performance evaluation if no test is required, unless otherwise specified in a relevant standard. The Administrator may request that the owner or operator submit the raw data from a performance evaluation in the report of the performance evaluation results.

(ii) The owner or operator of an affected source using a COMS to determine opacity compliance during any performance test required under §63.7 and described in §63.6(d)(6) shall furnish the Administrator two or, upon request, three copies of a written report of the results of the COMS performance evaluation under this paragraph. The copies shall be provided at least 15 calendar days before the performance test required under §63.7 is conducted.

(f) *Use of an alternative monitoring method.* —(1) *General.* Until permission to use an alternative monitoring procedure (minor, intermediate, or major changes; see definition in §63.90(a)) has been granted by the Administrator under this paragraph (f)(1), the owner or operator of an affected source remains subject to the requirements of this section and the relevant standard.

(2) After receipt and consideration of written application, the Administrator may approve alternatives to any monitoring methods or procedures of this part including, but not limited to, the following:

(i) Alternative monitoring requirements when installation of a CMS specified by a relevant standard would not provide accurate measurements due to liquid water or other interferences caused by substances within the effluent gases;

(ii) Alternative monitoring requirements when the affected source is infrequently operated;

(iii) Alternative monitoring requirements to accommodate CEMS that require additional measurements to correct for stack moisture conditions;

(iv) Alternative locations for installing CMS when the owner or operator can demonstrate that installation at alternate locations will enable accurate and representative measurements;

(v) Alternate methods for converting pollutant concentration measurements to units of the relevant standard;

(vi) Alternate procedures for performing daily checks of zero (low-level) and high-level drift that do not involve use of high-level gases or test cells;

(vii) Alternatives to the American Society for Testing and Materials (ASTM) test methods or sampling procedures specified by any relevant standard;

(viii) Alternative CMS that do not meet the design or performance requirements in this part, but adequately demonstrate a definite and consistent relationship between their measurements and the measurements of opacity by a system complying with the requirements as specified in the relevant standard. The Administrator may require that such demonstration be performed for each affected source; or

(ix) Alternative monitoring requirements when the effluent from a single affected source or the combined effluent from two or more affected sources is released to the atmosphere through more than one point.

(3) If the Administrator finds reasonable grounds to dispute the results obtained by an alternative monitoring method, requirement, or procedure, the Administrator may require the use of a method, requirement, or procedure specified in this section or in the relevant standard. If the results of the specified and alternative method, requirement, or procedure do not agree, the results obtained by the specified method, requirement, or procedure shall prevail.

(4)(i) *Request to use alternative monitoring procedure.* An owner or operator who wishes to use an alternative monitoring procedure must submit an application to the Administrator as described in paragraph (f)(4)(ii) of this section. The application may be submitted at any time provided that the monitoring procedure is not the performance test method used to demonstrate compliance with a relevant standard or other requirement. If the alternative monitoring procedure will serve as the performance test method that is to be used to demonstrate compliance with a relevant standard, the application must be submitted at least 60 days before the performance evaluation is scheduled to begin and must meet the requirements for an alternative test method under §63.7(f).

(ii) The application must contain a description of the proposed alternative monitoring system which addresses the four elements contained in the definition of monitoring in §63.2 and a performance evaluation test plan, if required, as specified in paragraph (e)(3) of this section. In addition, the application must include information justifying the owner or operator's request for an alternative monitoring method, such as the technical or economic infeasibility, or the impracticality, of the affected source using the required method.

(iii) The owner or operator may submit the information required in this paragraph well in advance of the submittal dates specified in paragraph (f)(4)(i) above to ensure a timely review by the Administrator in order to meet the compliance demonstration date specified in this section or the relevant standard.

(iv) Application for minor changes to monitoring procedures, as specified in paragraph (b)(1) of this section, may be made in the site-specific performance evaluation plan.

(5) *Approval of request to use alternative monitoring procedure.* (i) The Administrator will notify the owner or operator of approval or intention to deny approval of the request to use an alternative monitoring method within 30 calendar days after receipt of the original request and within 30 calendar days after receipt of any supplementary information that is submitted. If a request for a minor change is made in conjunction with site-specific performance evaluation plan, then approval of the plan will constitute approval of the minor change. Before disapproving any request to use an alternative monitoring method, the Administrator will notify the applicant of the Administrator's intention to disapprove the request together with—

(A) Notice of the information and findings on which the intended disapproval is based; and

(B) Notice of opportunity for the owner or operator to present additional information to the Administrator before final action on the request. At the time the Administrator notifies the applicant of his or her intention to disapprove the request, the Administrator will specify how much time the owner or operator will have after being notified of the intended disapproval to submit the additional information.

(ii) The Administrator may establish general procedures and criteria in a relevant standard to accomplish the requirements of paragraph (f)(5)(i) of this section.

(iii) If the Administrator approves the use of an alternative monitoring method for an affected source under paragraph (f)(5)(i) of this section, the owner or operator of such source shall continue to use the alternative monitoring method until he or she receives approval from the Administrator to use another monitoring method as allowed by §63.8(f).

(6) *Alternative to the relative accuracy test.* An alternative to the relative accuracy test for CEMS specified in a relevant standard may be requested as follows:

(i) *Criteria for approval of alternative procedures.* An alternative to the test method for determining relative accuracy is available for affected sources with emission rates demonstrated to be less than 50 percent of the relevant standard. The owner or operator of an affected source may petition the Administrator under paragraph (f)(6)(ii) of this section to substitute the relative accuracy test in section 7 of Performance Specification 2 with the procedures in section 10 if the results of a performance test conducted according to the requirements in §63.7, or other tests performed following the criteria in §63.7, demonstrate that the emission rate of the pollutant of interest in the units of the relevant standard is less than 50 percent of the relevant standard. For affected sources subject to emission limitations expressed as control efficiency levels, the owner or operator may petition the Administrator to substitute the relative accuracy test with the procedures in section 10 of Performance Specification 2 if the control device exhaust emission rate is less than 50 percent of the level needed to meet the control efficiency requirement. The alternative procedures do not apply if the CEMS is used continuously to determine compliance with the relevant standard.

(ii) *Petition to use alternative to relative accuracy test.* The petition to use an alternative to the relative accuracy test shall include a detailed description of the procedures to be applied, the location and the procedure for conducting the alternative, the concentration or response levels of the alternative relative accuracy materials, and the other equipment checks included in the alternative procedure(s). The Administrator will review the petition for completeness and applicability. The Administrator's determination to approve an alternative will depend on the intended use of the CEMS data and may require specifications more stringent than in Performance Specification 2.

(iii) *Rescission of approval to use alternative to relative accuracy test.* The Administrator will review the permission to use an alternative to the CEMS relative accuracy test and may rescind such permission if the CEMS data from a successful completion of the alternative relative accuracy procedure indicate that the affected source's emissions are approaching the level of the relevant standard. The criterion for reviewing the permission is that the collection of CEMS data shows that emissions have exceeded 70 percent of the relevant standard for any averaging period, as specified in the relevant standard. For affected sources subject to emission limitations expressed as control efficiency levels, the criterion for reviewing the permission is that the collection of CEMS data shows that exhaust emissions have exceeded 70 percent of the level needed to meet the control efficiency requirement for any averaging period, as specified in the relevant standard. The owner or operator of the affected source shall maintain records and determine the level of emissions relative to the criterion for permission to use an alternative for relative accuracy testing. If this criterion is exceeded, the owner or operator shall notify the Administrator within 10 days of such occurrence and include a description of the nature and cause of the increased emissions. The Administrator will review the notification and may rescind permission to use an alternative and require the owner or operator to conduct a relative accuracy test of the CEMS as specified in section 7 of Performance Specification 2.

(g) *Reduction of monitoring data.* (1) The owner or operator of each CMS must reduce the monitoring data as specified in paragraphs (g)(1) through (5) of this section.

(2) The owner or operator of each COMS shall reduce all data to 6-minute averages calculated from 36 or more data points equally spaced over each 6-minute period. Data from CEMS for

measurement other than opacity, unless otherwise specified in the relevant standard, shall be reduced to 1-hour averages computed from four or more data points equally spaced over each 1-hour period, except during periods when calibration, quality assurance, or maintenance activities pursuant to provisions of this part are being performed. During these periods, a valid hourly average shall consist of at least two data points with each representing a 15-minute period. Alternatively, an arithmetic or integrated 1-hour average of CEMS data may be used. Time periods for averaging are defined in §63.2.

(3) The data may be recorded in reduced or nonreduced form (e.g., ppm pollutant and percent O_2or ng/J of pollutant).

(4) All emission data shall be converted into units of the relevant standard for reporting purposes using the conversion procedures specified in that standard. After conversion into units of the relevant standard, the data may be rounded to the same number of significant digits as used in that standard to specify the emission limit (e.g., rounded to the nearest 1 percent opacity).

(5) Monitoring data recorded during periods of unavoidable CMS breakdowns, out-of-control periods, repairs, maintenance periods, calibration checks, and zero (low-level) and high-level adjustments must not be included in any data average computed under this part. For the owner or operator complying with the requirements of §63.10(b)(2)(vii)(A) or (B), data averages must include any data recorded during periods of monitor breakdown or malfunction.

[59 FR 12430, Mar. 16, 1994, as amended at 64 FR 7468, Feb. 12, 1999; 67 FR 16603, Apr. 5, 2002; 71 FR 20455, Apr. 20, 2006]

§ 63.9 Notification requirements.

(a) *Applicability and general information.* (1) The applicability of this section is set out in §63.1(a)(4).

(2) For affected sources that have been granted an extension of compliance under subpart D of this part, the requirements of this section do not apply to those sources while they are operating under such compliance extensions.

(3) If any State requires a notice that contains all the information required in a notification listed in this section, the owner or operator may send the Administrator a copy of the notice sent to the State to satisfy the requirements of this section for that notification.

(4)(i) Before a State has been delegated the authority to implement and enforce notification requirements established under this part, the owner or operator of an affected source in such State subject to such requirements shall submit notifications to the appropriate Regional Office of the EPA (to the attention of the Director of the Division indicated in the list of the EPA Regional Offices in §63.13).

(ii) After a State has been delegated the authority to implement and enforce notification requirements established under this part, the owner or operator of an affected source in such State subject to such requirements shall submit notifications to the delegated State authority (which may be the same as the permitting authority). In addition, if the delegated (permitting) authority is the State, the owner or operator shall send a copy of each notification submitted to the State to the appropriate Regional Office of the EPA, as specified in paragraph (a)(4)(i) of this section. The Regional Office may waive this requirement for any notifications at its discretion.

(b) *Initial notifications.* (1)(i) The requirements of this paragraph apply to the owner or operator of an affected source when such source becomes subject to a relevant standard.

(ii) If an area source that otherwise would be subject to an emission standard or other requirement established under this part if it were a major source subsequently increases its emissions of hazardous air pollutants (or its potential to emit hazardous air pollutants) such that the source is a major source that is subject to the emission standard or other requirement, such source shall be subject to the notification requirements of this section.

(iii) Affected sources that are required under this paragraph to submit an initial notification may use the application for approval of construction or reconstruction under §63.5(d) of this subpart, if relevant, to fulfill the initial notification requirements of this paragraph.

(2) The owner or operator of an affected source that has an initial startup before the effective date of a relevant standard under this part shall notify the Administrator in writing that the source is subject to the relevant standard. The notification, which shall be submitted not later than 120 calendar days after the effective date of the relevant standard (or within 120 calendar days after the source becomes subject to the relevant standard), shall provide the following information:

(i) The name and address of the owner or operator;

(ii) The address (i.e., physical location) of the affected source;

(iii) An identification of the relevant standard, or other requirement, that is the basis of the notification and the source's compliance date;

(iv) A brief description of the nature, size, design, and method of operation of the source and an identification of the types of emission points within the affected source subject to the relevant standard and types of hazardous air pollutants emitted; and

(v) A statement of whether the affected source is a major source or an area source.

(3) [Reserved]

(4) The owner or operator of a new or reconstructed major affected source for which an application for approval of construction or reconstruction is required under §63.5(d) must provide the following information in writing to the Administrator:

(i) A notification of intention to construct a new major-emitting affected source, reconstruct a major-emitting affected source, or reconstruct a major source such that the source becomes a major-emitting affected source with the application for approval of construction or reconstruction as specified in §63.5(d)(1)(i); and

(ii)–(iv) [Reserved]

(v) A notification of the actual date of startup of the source, delivered or postmarked within 15 calendar days after that date.

(5) The owner or operator of a new or reconstructed affected source for which an application for approval of construction or reconstruction is not required under §63.5(d) must provide the following information in writing to the Administrator:

(i) A notification of intention to construct a new affected source, reconstruct an affected source, or reconstruct a source such that the source becomes an affected source, and

(ii) A notification of the actual date of startup of the source, delivered or postmarked within 15 calendar days after that date.

(iii) Unless the owner or operator has requested and received prior permission from the Administrator to submit less than the information in §63.5(d), the notification must include the information required on the application for approval of construction or reconstruction as specified in §63.5(d)(1)(i).

(c) *Request for extension of compliance.* If the owner or operator of an affected source cannot comply with a relevant standard by the applicable compliance date for that source, or if the owner or operator has installed BACT or technology to meet LAER consistent with §63.6(i)(5) of this subpart, he/she may submit to the Administrator (or the State with an approved permit program) a request for an extension of compliance as specified in §63.6(i)(4) through §63.6(i)(6).

(d) *Notification that source is subject to special compliance requirements.* An owner or operator of a new source that is subject to special compliance requirements as specified in §63.6(b)(3) and §63.6(b)(4) shall notify the Administrator of his/her compliance obligations not later than the notification dates established in paragraph (b) of this section for new sources that are not subject to the special provisions.

(e) *Notification of performance test.* The owner or operator of an affected source shall notify the Administrator in writing of his or her intention to conduct a performance test at least 60 calendar days before the performance test is scheduled to begin to allow the Administrator to review and approve the site-specific test plan required under §63.7(c), if requested by the Administrator, and to have an observer present during the test.

(f) *Notification of opacity and visible emission observations.* The owner or operator of an affected source shall notify the Administrator in writing of the anticipated date for conducting the opacity or visible emission observations specified in §63.6(h)(5), if such observations are required for the source by a relevant standard. The notification shall be submitted with the notification of the performance test date, as specified in paragraph (e) of this section, or if no performance test is required or visibility or other conditions prevent the opacity or visible emission observations from being conducted concurrently with the initial performance test required under §63.7, the owner or operator shall deliver or postmark the notification not less than 30 days before the opacity or visible emission observations are scheduled to take place.

(g) *Additional notification requirements for sources with continuous monitoring systems.* The owner or operator of an affected source required to use a CMS by a relevant standard shall furnish the Administrator written notification as follows:

(1) A notification of the date the CMS performance evaluation under §63.8(e) is scheduled to begin, submitted simultaneously with the notification of the performance test date required under §63.7(b). If no performance test is required, or if the requirement to conduct a performance test has been waived for an affected source under §63.7(h), the owner or operator shall notify the Administrator in writing of the date of the performance evaluation at least 60 calendar days before the evaluation is scheduled to begin;

(2) A notification that COMS data results will be used to determine compliance with the applicable opacity emission standard during a performance test required by §63.7 in lieu of Method 9 or other opacity emissions test method data, as allowed by §63.6(h)(7)(ii), if compliance with an

opacity emission standard is required for the source by a relevant standard. The notification shall be submitted at least 60 calendar days before the performance test is scheduled to begin; and

(3) A notification that the criterion necessary to continue use of an alternative to relative accuracy testing, as provided by §63.8(f)(6), has been exceeded. The notification shall be delivered or postmarked not later than 10 days after the occurrence of such exceedance, and it shall include a description of the nature and cause of the increased emissions.

(h) *Notification of compliance status.* (1) The requirements of paragraphs (h)(2) through (h)(4) of this section apply when an affected source becomes subject to a relevant standard.

(2)(i) Before a title V permit has been issued to the owner or operator of an affected source, and each time a notification of compliance status is required under this part, the owner or operator of such source shall submit to the Administrator a notification of compliance status, signed by the responsible official who shall certify its accuracy, attesting to whether the source has complied with the relevant standard. The notification shall list—

(A) The methods that were used to determine compliance;

(B) The results of any performance tests, opacity or visible emission observations, continuous monitoring system (CMS) performance evaluations, and/or other monitoring procedures or methods that were conducted;

(C) The methods that will be used for determining continuing compliance, including a description of monitoring and reporting requirements and test methods;

(D) The type and quantity of hazardous air pollutants emitted by the source (or surrogate pollutants if specified in the relevant standard), reported in units and averaging times and in accordance with the test methods specified in the relevant standard;

(E) If the relevant standard applies to both major and area sources, an analysis demonstrating whether the affected source is a major source (using the emissions data generated for this notification);

(F) A description of the air pollution control equipment (or method) for each emission point, including each control device (or method) for each hazardous air pollutant and the control efficiency (percent) for each control device (or method); and

(G) A statement by the owner or operator of the affected existing, new, or reconstructed source as to whether the source has complied with the relevant standard or other requirements.

(ii) The notification must be sent before the close of business on the 60th day following the completion of the relevant compliance demonstration activity specified in the relevant standard (unless a different reporting period is specified in the standard, in which case the letter must be sent before the close of business on the day the report of the relevant testing or monitoring results is required to be delivered or postmarked). For example, the notification shall be sent before close of business on the 60th (or other required) day following completion of the initial performance test and again before the close of business on the 60th (or other required) day following the completion of any subsequent required performance test. If no performance test is required but opacity or visible emission observations are required to demonstrate compliance with an opacity or visible emission standard under this part, the notification of compliance status shall be sent before close of business on the 30th day following the completion of opacity or visible

emission observations. Notifications may be combined as long as the due date requirement for each notification is met.

(3) After a title V permit has been issued to the owner or operator of an affected source, the owner or operator of such source shall comply with all requirements for compliance status reports contained in the source's title V permit, including reports required under this part. After a title V permit has been issued to the owner or operator of an affected source, and each time a notification of compliance status is required under this part, the owner or operator of such source shall submit the notification of compliance status to the appropriate permitting authority following completion of the relevant compliance demonstration activity specified in the relevant standard.

(4) [Reserved]

(5) If an owner or operator of an affected source submits estimates or preliminary information in the application for approval of construction or reconstruction required in §63.5(d) in place of the actual emissions data or control efficiencies required in paragraphs (d)(1)(ii)(H) and (d)(2) of §63.5, the owner or operator shall submit the actual emissions data and other correct information as soon as available but no later than with the initial notification of compliance status required in this section.

(6) Advice on a notification of compliance status may be obtained from the Administrator.

(i) *Adjustment to time periods or postmark deadlines for submittal and review of required communications.* (1)(i) Until an adjustment of a time period or postmark deadline has been approved by the Administrator under paragraphs (i)(2) and (i)(3) of this section, the owner or operator of an affected source remains strictly subject to the requirements of this part.

(ii) An owner or operator shall request the adjustment provided for in paragraphs (i)(2) and (i)(3) of this section each time he or she wishes to change an applicable time period or postmark deadline specified in this part.

(2) Notwithstanding time periods or postmark deadlines specified in this part for the submittal of information to the Administrator by an owner or operator, or the review of such information by the Administrator, such time periods or deadlines may be changed by mutual agreement between the owner or operator and the Administrator. An owner or operator who wishes to request a change in a time period or postmark deadline for a particular requirement shall request the adjustment in writing as soon as practicable before the subject activity is required to take place. The owner or operator shall include in the request whatever information he or she considers useful to convince the Administrator that an adjustment is warranted.

(3) If, in the Administrator's judgment, an owner or operator's request for an adjustment to a particular time period or postmark deadline is warranted, the Administrator will approve the adjustment. The Administrator will notify the owner or operator in writing of approval or disapproval of the request for an adjustment within 15 calendar days of receiving sufficient information to evaluate the request.

(4) If the Administrator is unable to meet a specified deadline, he or she will notify the owner or operator of any significant delay and inform the owner or operator of the amended schedule.

(j) *Change in information already provided.* Any change in the information already provided under this section shall be provided to the Administrator in writing within 15 calendar days after the change.

[59 FR 12430, Mar. 16, 1994, as amended at 64 FR 7468, Feb. 12, 1999; 67 FR 16604, Apr. 5, 2002; 68 FR 32601, May 30, 2003]

§ 63.10 Recordkeeping and reporting requirements.

(a) *Applicability and general information.* (1) The applicability of this section is set out in §63.1(a)(4).

(2) For affected sources that have been granted an extension of compliance under subpart D of this part, the requirements of this section do not apply to those sources while they are operating under such compliance extensions.

(3) If any State requires a report that contains all the information required in a report listed in this section, an owner or operator may send the Administrator a copy of the report sent to the State to satisfy the requirements of this section for that report.

(4)(i) Before a State has been delegated the authority to implement and enforce recordkeeping and reporting requirements established under this part, the owner or operator of an affected source in such State subject to such requirements shall submit reports to the appropriate Regional Office of the EPA (to the attention of the Director of the Division indicated in the list of the EPA Regional Offices in §63.13).

(ii) After a State has been delegated the authority to implement and enforce recordkeeping and reporting requirements established under this part, the owner or operator of an affected source in such State subject to such requirements shall submit reports to the delegated State authority (which may be the same as the permitting authority). In addition, if the delegated (permitting) authority is the State, the owner or operator shall send a copy of each report submitted to the State to the appropriate Regional Office of the EPA, as specified in paragraph (a)(4)(i) of this section. The Regional Office may waive this requirement for any reports at its discretion.

(5) If an owner or operator of an affected source in a State with delegated authority is required to submit periodic reports under this part to the State, and if the State has an established timeline for the submission of periodic reports that is consistent with the reporting frequency(ies) specified for such source under this part, the owner or operator may change the dates by which periodic reports under this part shall be submitted (without changing the frequency of reporting) to be consistent with the State's schedule by mutual agreement between the owner or operator and the State. For each relevant standard established pursuant to section 112 of the Act, the allowance in the previous sentence applies in each State beginning 1 year after the affected source's compliance date for that standard. Procedures governing the implementation of this provision are specified in §63.9(i).

(6) If an owner or operator supervises one or more stationary sources affected by more than one standard established pursuant to section 112 of the Act, he/she may arrange by mutual agreement between the owner or operator and the Administrator (or the State permitting authority) a common schedule on which periodic reports required for each source shall be submitted throughout the year. The allowance in the previous sentence applies in each State beginning 1 year after the latest compliance date for any relevant standard established pursuant to section 112 of the Act for any such affected source(s). Procedures governing the implementation of this provision are specified in §63.9(i).

(7) If an owner or operator supervises one or more stationary sources affected by standards established pursuant to section 112 of the Act (as amended November 15, 1990) and standards set under part 60, part 61, or both such parts of this chapter, he/she may arrange by mutual agreement between the owner or operator and the Administrator (or the State permitting

authority) a common schedule on which periodic reports required by each relevant (i.e., applicable) standard shall be submitted throughout the year. The allowance in the previous sentence applies in each State beginning 1 year after the stationary source is required to be in compliance with the relevant section 112 standard, or 1 year after the stationary source is required to be in compliance with the applicable part 60 or part 61 standard, whichever is latest. Procedures governing the implementation of this provision are specified in §63.9(i).

(b) *General recordkeeping requirements.* (1) The owner or operator of an affected source subject to the provisions of this part shall maintain files of all information (including all reports and notifications) required by this part recorded in a form suitable and readily available for expeditious inspection and review. The files shall be retained for at least 5 years following the date of each occurrence, measurement, maintenance, corrective action, report, or record. At a minimum, the most recent 2 years of data shall be retained on site. The remaining 3 years of data may be retained off site. Such files may be maintained on microfilm, on a computer, on computer floppy disks, on magnetic tape disks, or on microfiche.

(2) The owner or operator of an affected source subject to the provisions of this part shall maintain relevant records for such source of—

(i) The occurrence and duration of each startup or shutdown when the startup or shutdown causes the source to exceed any applicable emission limitation in the relevant emission standards;

(ii) The occurrence and duration of each malfunction of operation (i.e., process equipment) or the required air pollution control and monitoring equipment;

(iii) All required maintenance performed on the air pollution control and monitoring equipment;

(iv)(A) Actions taken during periods of startup or shutdown when the source exceeded applicable emission limitations in a relevant standard and when the actions taken are different from the procedures specified in the affected source's startup, shutdown, and malfunction plan (see §63.6(e)(3)); or

(B) Actions taken during periods of malfunction (including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation) when the actions taken are different from the procedures specified in the affected source's startup, shutdown, and malfunction plan (see §63.6(e)(3));

(v) All information necessary, including actions taken, to demonstrate conformance with the affected source's startup, shutdown, and malfunction plan (see §63.6(e)(3)) when all actions taken during periods of startup or shutdown (and the startup or shutdown causes the source to exceed any applicable emission limitation in the relevant emission standards), and malfunction (including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation) are consistent with the procedures specified in such plan. (The information needed to demonstrate conformance with the startup, shutdown, and malfunction plan may be recorded using a “checklist,” or some other effective form of recordkeeping, in order to minimize the recordkeeping burden for conforming events);

(vi) Each period during which a CMS is malfunctioning or inoperative (including out-of-control periods);

(vii) All required measurements needed to demonstrate compliance with a relevant standard (including, but not limited to, 15-minute averages of CMS data, raw performance testing

measurements, and raw performance evaluation measurements, that support data that the source is required to report);

(A) This paragraph applies to owners or operators required to install a continuous emissions monitoring system (CEMS) where the CEMS installed is automated, and where the calculated data averages do not exclude periods of CEMS breakdown or malfunction. An automated CEMS records and reduces the measured data to the form of the pollutant emission standard through the use of a computerized data acquisition system. In lieu of maintaining a file of all CEMS subhourly measurements as required under paragraph (b)(2)(vii) of this section, the owner or operator shall retain the most recent consecutive three averaging periods of subhourly measurements and a file that contains a hard copy of the data acquisition system algorithm used to reduce the measured data into the reportable form of the standard.

(B) This paragraph applies to owners or operators required to install a CEMS where the measured data is manually reduced to obtain the reportable form of the standard, and where the calculated data averages do not exclude periods of CEMS breakdown or malfunction. In lieu of maintaining a file of all CEMS subhourly measurements as required under paragraph (b)(2)(vii) of this section, the owner or operator shall retain all subhourly measurements for the most recent reporting period. The subhourly measurements shall be retained for 120 days from the date of the most recent summary or excess emission report submitted to the Administrator.

(C) The Administrator or delegated authority, upon notification to the source, may require the owner or operator to maintain all measurements as required by paragraph (b)(2)(vii), if the administrator or the delegated authority determines these records are required to more accurately assess the compliance status of the affected source.

(viii) All results of performance tests, CMS performance evaluations, and opacity and visible emission observations;

(ix) All measurements as may be necessary to determine the conditions of performance tests and performance evaluations;

(x) All CMS calibration checks;

(xi) All adjustments and maintenance performed on CMS;

(xii) Any information demonstrating whether a source is meeting the requirements for a waiver of recordkeeping or reporting requirements under this part, if the source has been granted a waiver under paragraph (f) of this section;

(xiii) All emission levels relative to the criterion for obtaining permission to use an alternative to the relative accuracy test, if the source has been granted such permission under §63.8(f)(6); and

(xiv) All documentation supporting initial notifications and notifications of compliance status under §63.9.

(3) *Recordkeeping requirement for applicability determinations.* If an owner or operator determines that his or her stationary source that emits (or has the potential to emit, without considering controls) one or more hazardous air pollutants regulated by any standard established pursuant to section 112(d) or (f), and that stationary source is in the source category regulated by the relevant standard, but that source is not subject to the relevant standard (or other requirement established under this part) because of limitations on the source's potential to emit or an exclusion, the owner or operator must keep a record of the applicability determination on site at

the source for a period of 5 years after the determination, or until the source changes its operations to become an affected source, whichever comes first. The record of the applicability determination must be signed by the person making the determination and include an analysis (or other information) that demonstrates why the owner or operator believes the source is unaffected (e.g., because the source is an area source). The analysis (or other information) must be sufficiently detailed to allow the Administrator to make a finding about the source's applicability status with regard to the relevant standard or other requirement. If relevant, the analysis must be performed in accordance with requirements established in relevant subparts of this part for this purpose for particular categories of stationary sources. If relevant, the analysis should be performed in accordance with EPA guidance materials published to assist sources in making applicability determinations under section 112, if any. The requirements to determine applicability of a standard under §63.1(b)(3) and to record the results of that determination under paragraph (b)(3) of this section shall not by themselves create an obligation for the owner or operator to obtain a title V permit.

(c) *Additional recordkeeping requirements for sources with continuous monitoring systems.* In addition to complying with the requirements specified in paragraphs (b)(1) and (b)(2) of this section, the owner or operator of an affected source required to install a CMS by a relevant standard shall maintain records for such source of—

(1) All required CMS measurements (including monitoring data recorded during unavoidable CMS breakdowns and out-of-control periods);

(2)–(4) [Reserved]

(5) The date and time identifying each period during which the CMS was inoperative except for zero (low-level) and high-level checks;

(6) The date and time identifying each period during which the CMS was out of control, as defined in §63.8(c)(7);

(7) The specific identification (i.e., the date and time of commencement and completion) of each period of excess emissions and parameter monitoring exceedances, as defined in the relevant standard(s), that occurs during startups, shutdowns, and malfunctions of the affected source;

(8) The specific identification (i.e., the date and time of commencement and completion) of each time period of excess emissions and parameter monitoring exceedances, as defined in the relevant standard(s), that occurs during periods other than startups, shutdowns, and malfunctions of the affected source;

(9) [Reserved]

(10) The nature and cause of any malfunction (if known);

(11) The corrective action taken or preventive measures adopted;

(12) The nature of the repairs or adjustments to the CMS that was inoperative or out of control;

(13) The total process operating time during the reporting period; and

(14) All procedures that are part of a quality control program developed and implemented for CMS under §63.8(d).

(15) In order to satisfy the requirements of paragraphs (c)(10) through (c)(12) of this section and to avoid duplicative recordkeeping efforts, the owner or operator may use the affected source's startup, shutdown, and malfunction plan or records kept to satisfy the recordkeeping requirements of the startup, shutdown, and malfunction plan specified in §63.6(e), provided that such plan and records adequately address the requirements of paragraphs (c)(10) through (c)(12).

(d) *General reporting requirements.* (1) Notwithstanding the requirements in this paragraph or paragraph (e) of this section, and except as provided in §63.16, the owner or operator of an affected source subject to reporting requirements under this part shall submit reports to the Administrator in accordance with the reporting requirements in the relevant standard(s).

(2) *Reporting results of performance tests.* Before a title V permit has been issued to the owner or operator of an affected source, the owner or operator shall report the results of any performance test under §63.7 to the Administrator. After a title V permit has been issued to the owner or operator of an affected source, the owner or operator shall report the results of a required performance test to the appropriate permitting authority. The owner or operator of an affected source shall report the results of the performance test to the Administrator (or the State with an approved permit program) before the close of business on the 60th day following the completion of the performance test, unless specified otherwise in a relevant standard or as approved otherwise in writing by the Administrator. The results of the performance test shall be submitted as part of the notification of compliance status required under §63.9(h).

(3) *Reporting results of opacity or visible emission observations.* The owner or operator of an affected source required to conduct opacity or visible emission observations by a relevant standard shall report the opacity or visible emission results (produced using Test Method 9 or Test Method 22, or an alternative to these test methods) along with the results of the performance test required under §63.7. If no performance test is required, or if visibility or other conditions prevent the opacity or visible emission observations from being conducted concurrently with the performance test required under §63.7, the owner or operator shall report the opacity or visible emission results before the close of business on the 30th day following the completion of the opacity or visible emission observations.

(4) *Progress reports.* The owner or operator of an affected source who is required to submit progress reports as a condition of receiving an extension of compliance under §63.6(i) shall submit such reports to the Administrator (or the State with an approved permit program) by the dates specified in the written extension of compliance.

(5)(i) *Periodic startup, shutdown, and malfunction reports.* If actions taken by an owner or operator during a startup or shutdown (and the startup or shutdown causes the source to exceed any applicable emission limitation in the relevant emission standards), or malfunction of an affected source (including actions taken to correct a malfunction) are consistent with the procedures specified in the source's startup, shutdown, and malfunction plan (see §63.6(e)(3)), the owner or operator shall state such information in a startup, shutdown, and malfunction report. Actions taken to minimize emissions during such startups, shutdowns, and malfunctions shall be summarized in the report and may be done in checklist form; if actions taken are the same for each event, only one checklist is necessary. Such a report shall also include the number, duration, and a brief description for each type of malfunction which occurred during the reporting period and which caused or may have caused any applicable emission limitation to be exceeded. Reports shall only be required if a startup or shutdown caused the source to exceed any applicable emission limitation in the relevant emission standards, or if a malfunction occurred during the reporting period. The startup, shutdown, and malfunction report shall consist of a letter, containing the name, title, and signature of the owner or operator or other responsible official who is certifying its accuracy, that shall be submitted to the Administrator semiannually (or on a more frequent basis if specified otherwise in a relevant standard or as established otherwise by the

permitting authority in the source's title V permit). The startup, shutdown, and malfunction report shall be delivered or postmarked by the 30th day following the end of each calendar half (or other calendar reporting period, as appropriate). If the owner or operator is required to submit excess emissions and continuous monitoring system performance (or other periodic) reports under this part, the startup, shutdown, and malfunction reports required under this paragraph may be submitted simultaneously with the excess emissions and continuous monitoring system performance (or other) reports. If startup, shutdown, and malfunction reports are submitted with excess emissions and continuous monitoring system performance (or other periodic) reports, and the owner or operator receives approval to reduce the frequency of reporting for the latter under paragraph (e) of this section, the frequency of reporting for the startup, shutdown, and malfunction reports also may be reduced if the Administrator does not object to the intended change. The procedures to implement the allowance in the preceding sentence shall be the same as the procedures specified in paragraph (e)(3) of this section.

(ii) *Immediate startup, shutdown, and malfunction reports.* Notwithstanding the allowance to reduce the frequency of reporting for periodic startup, shutdown, and malfunction reports under paragraph (d)(5)(i) of this section, any time an action taken by an owner or operator during a startup or shutdown that caused the source to exceed any applicable emission limitation in the relevant emission standards, or malfunction (including actions taken to correct a malfunction) is not consistent with the procedures specified in the affected source's startup, shutdown, and malfunction plan, the owner or operator shall report the actions taken for that event within 2 working days after commencing actions inconsistent with the plan followed by a letter within 7 working days after the end of the event. The immediate report required under this paragraph (d)(5)(ii) shall consist of a telephone call (or facsimile (FAX) transmission) to the Administrator within 2 working days after commencing actions inconsistent with the plan, and it shall be followed by a letter, delivered or postmarked within 7 working days after the end of the event, that contains the name, title, and signature of the owner or operator or other responsible official who is certifying its accuracy, explaining the circumstances of the event, the reasons for not following the startup, shutdown, and malfunction plan, describing all excess emissions and/or parameter monitoring exceedances which are believed to have occurred (or could have occurred in the case of malfunctions), and actions taken to minimize emissions in conformance with §63.6(e)(1)(i). Notwithstanding the requirements of the previous sentence, after the effective date of an approved permit program in the State in which an affected source is located, the owner or operator may make alternative reporting arrangements, in advance, with the permitting authority in that State. Procedures governing the arrangement of alternative reporting requirements under this paragraph (d)(5)(ii) are specified in §63.9(i).

(e) *Additional reporting requirements for sources with continuous monitoring systems* —(1) *General.* When more than one CEMS is used to measure the emissions from one affected source (e.g., multiple breechings, multiple outlets), the owner or operator shall report the results as required for each CEMS.

(2) *Reporting results of continuous monitoring system performance evaluations.* (i) The owner or operator of an affected source required to install a CMS by a relevant standard shall furnish the Administrator a copy of a written report of the results of the CMS performance evaluation, as required under §63.8(e), simultaneously with the results of the performance test required under §63.7, unless otherwise specified in the relevant standard.

(ii) The owner or operator of an affected source using a COMS to determine opacity compliance during any performance test required under §63.7 and described in §63.6(d)(6) shall furnish the Administrator two or, upon request, three copies of a written report of the results of the COMS performance evaluation conducted under §63.8(e). The copies shall be furnished at least 15 calendar days before the performance test required under §63.7 is conducted.

(3) *Excess emissions and continuous monitoring system performance report and summary report.* (i) Excess emissions and parameter monitoring exceedances are defined in relevant standards. The owner or operator of an affected source required to install a CMS by a relevant standard shall submit an excess emissions and continuous monitoring system performance report and/or a summary report to the Administrator semiannually, except when—

(A) More frequent reporting is specifically required by a relevant standard;

(B) The Administrator determines on a case-by-case basis that more frequent reporting is necessary to accurately assess the compliance status of the source; or

(C) [Reserved]

(D) The affected source is complying with the Performance Track Provisions of §63.16, which allows less frequent reporting.

(ii) *Request to reduce frequency of excess emissions and continuous monitoring system performance reports.* Notwithstanding the frequency of reporting requirements specified in paragraph (e)(3)(i) of this section, an owner or operator who is required by a relevant standard to submit excess emissions and continuous monitoring system performance (and summary) reports on a quarterly (or more frequent) basis may reduce the frequency of reporting for that standard to semiannual if the following conditions are met:

(A) For 1 full year (e.g., 4 quarterly or 12 monthly reporting periods) the affected source's excess emissions and continuous monitoring system performance reports continually demonstrate that the source is in compliance with the relevant standard;

(B) The owner or operator continues to comply with all recordkeeping and monitoring requirements specified in this subpart and the relevant standard; and

(C) The Administrator does not object to a reduced frequency of reporting for the affected source, as provided in paragraph (e)(3)(iii) of this section.

(iii) The frequency of reporting of excess emissions and continuous monitoring system performance (and summary) reports required to comply with a relevant standard may be reduced only after the owner or operator notifies the Administrator in writing of his or her intention to make such a change and the Administrator does not object to the intended change. In deciding whether to approve a reduced frequency of reporting, the Administrator may review information concerning the source's entire previous performance history during the 5-year recordkeeping period prior to the intended change, including performance test results, monitoring data, and evaluations of an owner or operator's conformance with operation and maintenance requirements. Such information may be used by the Administrator to make a judgment about the source's potential for noncompliance in the future. If the Administrator disapproves the owner or operator's request to reduce the frequency of reporting, the Administrator will notify the owner or operator in writing within 45 days after receiving notice of the owner or operator's intention. The notification from the Administrator to the owner or operator will specify the grounds on which the disapproval is based. In the absence of a notice of disapproval within 45 days, approval is automatically granted.

(iv) As soon as CMS data indicate that the source is not in compliance with any emission limitation or operating parameter specified in the relevant standard, the frequency of reporting shall revert to the frequency specified in the relevant standard, and the owner or operator shall submit an excess emissions and continuous monitoring system performance (and summary) report for the noncomplying emission points at the next appropriate reporting period following the

noncomplying event. After demonstrating ongoing compliance with the relevant standard for another full year, the owner or operator may again request approval from the Administrator to reduce the frequency of reporting for that standard, as provided for in paragraphs (e)(3)(ii) and (e)(3)(iii) of this section.

(v) *Content and submittal dates for excess emissions and monitoring system performance reports.* All excess emissions and monitoring system performance reports and all summary reports, if required, shall be delivered or postmarked by the 30th day following the end of each calendar half or quarter, as appropriate. Written reports of excess emissions or exceedances of process or control system parameters shall include all the information required in paragraphs (c)(5) through (c)(13) of this section, in §63.8(c)(7) and §63.8(c)(8), and in the relevant standard, and they shall contain the name, title, and signature of the responsible official who is certifying the accuracy of the report. When no excess emissions or exceedances of a parameter have occurred, or a CMS has not been inoperative, out of control, repaired, or adjusted, such information shall be stated in the report.

(vi) *Summary report.* As required under paragraphs (e)(3)(vii) and (e)(3)(viii) of this section, one summary report shall be submitted for the hazardous air pollutants monitored at each affected source (unless the relevant standard specifies that more than one summary report is required, e.g., one summary report for each hazardous air pollutant monitored). The summary report shall be entitled “Summary Report—Gaseous and Opacity Excess Emission and Continuous Monitoring System Performance” and shall contain the following information:

(A) The company name and address of the affected source;

(B) An identification of each hazardous air pollutant monitored at the affected source;

(C) The beginning and ending dates of the reporting period;

(D) A brief description of the process units;

(E) The emission and operating parameter limitations specified in the relevant standard(s);

(F) The monitoring equipment manufacturer(s) and model number(s);

(G) The date of the latest CMS certification or audit;

(H) The total operating time of the affected source during the reporting period;

(I) An emission data summary (or similar summary if the owner or operator monitors control system parameters), including the total duration of excess emissions during the reporting period (recorded in minutes for opacity and hours for gases), the total duration of excess emissions expressed as a percent of the total source operating time during that reporting period, and a breakdown of the total duration of excess emissions during the reporting period into those that are due to startup/shutdown, control equipment problems, process problems, other known causes, and other unknown causes;

(J) A CMS performance summary (or similar summary if the owner or operator monitors control system parameters), including the total CMS downtime during the reporting period (recorded in minutes for opacity and hours for gases), the total duration of CMS downtime expressed as a percent of the total source operating time during that reporting period, and a breakdown of the total CMS downtime during the reporting period into periods that are due to monitoring equipment

malfunctions, nonmonitoring equipment malfunctions, quality assurance/quality control calibrations, other known causes, and other unknown causes;

(K) A description of any changes in CMS, processes, or controls since the last reporting period;

(L) The name, title, and signature of the responsible official who is certifying the accuracy of the report; and

(M) The date of the report.

(vii) If the total duration of excess emissions or process or control system parameter exceedances for the reporting period is less than 1 percent of the total operating time for the reporting period, and CMS downtime for the reporting period is less than 5 percent of the total operating time for the reporting period, only the summary report shall be submitted, and the full excess emissions and continuous monitoring system performance report need not be submitted unless required by the Administrator.

(viii) If the total duration of excess emissions or process or control system parameter exceedances for the reporting period is 1 percent or greater of the total operating time for the reporting period, or the total CMS downtime for the reporting period is 5 percent or greater of the total operating time for the reporting period, both the summary report and the excess emissions and continuous monitoring system performance report shall be submitted.

(4) *Reporting continuous opacity monitoring system data produced during a performance test.* The owner or operator of an affected source required to use a COMS shall record the monitoring data produced during a performance test required under §63.7 and shall furnish the Administrator a written report of the monitoring results. The report of COMS data shall be submitted simultaneously with the report of the performance test results required in paragraph (d)(2) of this section.

(f) *Waiver of recordkeeping or reporting requirements.* (1) Until a waiver of a recordkeeping or reporting requirement has been granted by the Administrator under this paragraph, the owner or operator of an affected source remains subject to the requirements of this section.

(2) Recordkeeping or reporting requirements may be waived upon written application to the Administrator if, in the Administrator's judgment, the affected source is achieving the relevant standard(s), or the source is operating under an extension of compliance, or the owner or operator has requested an extension of compliance and the Administrator is still considering that request.

(3) If an application for a waiver of recordkeeping or reporting is made, the application shall accompany the request for an extension of compliance under §63.6(i), any required compliance progress report or compliance status report required under this part (such as under §63.6(i) and §63.9(h)) or in the source's title V permit, or an excess emissions and continuous monitoring system performance report required under paragraph (e) of this section, whichever is applicable. The application shall include whatever information the owner or operator considers useful to convince the Administrator that a waiver of recordkeeping or reporting is warranted.

(4) The Administrator will approve or deny a request for a waiver of recordkeeping or reporting requirements under this paragraph when he/she—

(i) Approves or denies an extension of compliance; or

(ii) Makes a determination of compliance following the submission of a required compliance status report or excess emissions and continuous monitoring systems performance report; or

(iii) Makes a determination of suitable progress towards compliance following the submission of a compliance progress report, whichever is applicable.

(5) A waiver of any recordkeeping or reporting requirement granted under this paragraph may be conditioned on other recordkeeping or reporting requirements deemed necessary by the Administrator.

(6) Approval of any waiver granted under this section shall not abrogate the Administrator's authority under the Act or in any way prohibit the Administrator from later canceling the waiver. The cancellation will be made only after notice is given to the owner or operator of the affected source.

[59 FR 12430, Mar. 16, 1994, as amended at 64 FR 7468, Feb. 12, 1999; 67 FR 16604, Apr. 5, 2002; 68 FR 32601, May 30, 2003; 69 FR 21752, Apr. 22, 2004; 71 FR 20455, Apr. 20, 2006]

§ 63.11 Control device and work practice requirements.

(a) *Applicability.* (1) The applicability of this section is set out in §63.1(a)(4).

(2) This section contains requirements for control devices used to comply with applicable subparts of this part. The requirements are placed here for administrative convenience and apply only to facilities covered by subparts referring to this section.

(3) This section also contains requirements for an alternative work practice used to identify leaking equipment. This alternative work practice is placed here for administrative convenience and is available to all subparts in 40 CFR parts 60, 61, 63, and 65 that require monitoring of equipment with a 40 CFR part 60, appendix A–7, Method 21 monitor.

(b) *Flares.* (1) Owners or operators using flares to comply with the provisions of this part shall monitor these control devices to assure that they are operated and maintained in conformance with their designs. Applicable subparts will provide provisions stating how owners or operators using flares shall monitor these control devices.

(2) Flares shall be steam-assisted, air-assisted, or non-assisted.

(3) Flares shall be operated at all times when emissions may be vented to them.

(4) Flares shall be designed for and operated with no visible emissions, except for periods not to exceed a total of 5 minutes during any 2 consecutive hours. Test Method 22 in appendix A of part 60 of this chapter shall be used to determine the compliance of flares with the visible emission provisions of this part. The observation period is 2 hours and shall be used according to Method 22.

(5) Flares shall be operated with a flame present at all times. The presence of a flare pilot flame shall be monitored using a thermocouple or any other equivalent device to detect the presence of a flame.

(6) An owner/operator has the choice of adhering to the heat content specifications in paragraph (b)(6)(ii) of this section, and the maximum tip velocity specifications in paragraph (b)(7) or (b)(8) of this section, or adhering to the requirements in paragraph (b)(6)(i) of this section.

(i)(A) Flares shall be used that have a diameter of 3 inches or greater, are nonassisted, have a hydrogen content of 8.0 percent (by volume) or greater, and are designed for and operated with an exit velocity less than 37.2 m/sec (122 ft/sec) and less than the velocity V_{max}, as determined by the following equation:

$V_{max}=(X_{H2}-K_1)* K_2$

Where:

V_{max}=Maximum permitted velocity, m/sec.

K_1=Constant, 6.0 volume-percent hydrogen.

K_2=Constant, 3.9(m/sec)/volume-percent hydrogen.

X_{H2}=The volume-percent of hydrogen, on a wet basis, as calculated by using the American Society for Testing and Materials (ASTM) Method D1946–77. (Incorporated by reference as specified in §63.14).

(B) The actual exit velocity of a flare shall be determined by the method specified in paragraph (b)(7)(i) of this section.

(ii) Flares shall be used only with the net heating value of the gas being combusted at 11.2 MJ/scm (300 Btu/scf) or greater if the flare is steam-assisted or air-assisted; or with the net heating value of the gas being combusted at 7.45 M/scm (200 Btu/scf) or greater if the flares is non-assisted. The net heating value of the gas being combusted in a flare shall be calculated using the following equation:

$$H_T = K\sum_{i=1}^{n} C_i H_i$$

Where:

H_T=Net heating value of the sample, MJ/scm; where the net enthalpy per mole of offgas is based on combustion at 25 °C and 760 mm Hg, but the standard temperature for determining the volume corresponding to one mole is 20 °C.

K=Constant=

$$1.740\times10^{-7}\left(\frac{1}{ppmv}\right)\left(\frac{\text{g-mole}}{\text{scm}}\right)\left(\frac{\text{MJ}}{\text{kcal}}\right)$$

where the standard temperature for (g-mole/scm) is 20 °C.

C_i=Concentration of sample component i in ppmv on a wet basis, as measured for organics by Test Method 18 and measured for hydrogen and carbon monoxide by American Society for Testing and Materials (ASTM) D1946–77 or 90 (Reapproved 1994) (incorporated by reference as specified in §63.14).

H_i=Net heat of combustion of sample component i, kcal/g-mole at 25 °C and 760 mm Hg. The heats of combustion may be determined using ASTM D2382–76 or 88 or D4809–95 (incorporated by reference as specified in §63.14) if published values are not available or cannot be calculated.

n=Number of sample components.

(7)(i) Steam-assisted and nonassisted flares shall be designed for and operated with an exit velocity less than 18.3 m/sec (60 ft/sec), except as provided in paragraphs (b)(7)(ii) and (b)(7)(iii) of this section. The actual exit velocity of a flare shall be determined by dividing by the volumetric flow rate of gas being combusted (in units of emission standard temperature and pressure), as determined by Test Method 2, 2A, 2C, or 2D in appendix A to 40 CFR part 60 of this chapter, as appropriate, by the unobstructed (free) cross-sectional area of the flare tip.

(ii) Steam-assisted and nonassisted flares designed for and operated with an exit velocity, as determined by the method specified in paragraph (b)(7)(i) of this section, equal to or greater than 18.3 m/sec (60 ft/sec) but less than 122 m/sec (400 ft/sec), are allowed if the net heating value of the gas being combusted is greater than 37.3 MJ/scm (1,000 Btu/scf).

(iii) Steam-assisted and nonassisted flares designed for and operated with an exit velocity, as determined by the method specified in paragraph (b)(7)(i) of this section, less than the velocity V_{max}, as determined by the method specified in this paragraph, but less than 122 m/sec (400 ft/sec) are allowed. The maximum permitted velocity, V_{max}, for flares complying with this paragraph shall be determined by the following equation:

$$\mathrm{Log}_{10}(V_{max})=(H_T+28.8)/31.7$$

Where:

V_{max}=Maximum permitted velocity, m/sec.

28.8=Constant.

31.7=Constant.

H_T=The net heating value as determined in paragraph (b)(6) of this section.

(8) Air-assisted flares shall be designed and operated with an exit velocity less than the velocity V_{max}. The maximum permitted velocity, V_{max}, for air-assisted flares shall be determined by the following equation:

$$V_{max}=8.71+0.708(H_T)$$

Where:

V_{max}=Maximum permitted velocity, m/sec.

8.71=Constant.

0.708=Constant.

H_T=The net heating value as determined in paragraph (b)(6)(ii) of this section.

(c) *Alternative work practice for monitoring equipment for leaks.* Paragraphs (c), (d), and (e) of this section apply to all equipment for which the applicable subpart requires monitoring with a 40 CFR part 60, appendix A–7, Method 21 monitor, except for closed vent systems, equipment designated as leakless, and equipment identified in the applicable subpart as having no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background. An owner or operator may use an optical gas imaging instrument instead of a 40 CFR part 60, sppendix A–7, Method 21 monitor. Requirements in the existing subparts that are specific to the Method 21 instrument do not apply under this section. All other requirements in the applicable subpart that are not addressed in paragraphs (c), (d), and (e) of this section continue to apply. For example, equipment specification requirements, and non-Method 21 instrument recordkeeping and reporting requirements in the applicable subpart continue to apply. The terms defined in paragraphs (c)(1) through (5) of this section have meanings that are specific to the alternative work practice standard in paragraphs (c), (d), and (e) of this section.

(1) *Applicable subpart* means the subpart in 40 CFR parts 60, 61, 63, and 65 that requires monitoring of equipment with a 40 CFR part 60, appendix A–7, Method 21 monitor.

(2) *Equipment* means pumps, valves, pressure relief valves, compressors, open-ended lines, flanges, connectors, and other equipment covered by the applicable subpart that require monitoring with a 40 CFR part 60, appendix A–7, Method 21 monitor.

(3) *Imaging* means making visible emissions that may otherwise be invisible to the naked eye.

(4) *Optical gas imaging instrument* means an instrument that makes visible emissions that may otherwise be invisible to the naked eye.

(5) *Repair* means that equipment is adjusted, or otherwise altered, in order to eliminate a leak.

(6) *Leak* means:

(i) Any emissions imaged by the optical gas instrument;

(ii) Indications of liquids dripping;

(iii) Indications by a sensor that a seal or barrier fluid system has failed; or

(iv) Screening results using a 40 CFR part 60, appendix A–7, Method 21 monitor that exceed the leak definition in the applicable subpart to which the equipment is subject.

(d) The alternative work practice standard for monitoring equipment for leaks is available to all subparts in 40 CFR parts 60, 61, 63, and 65 that require monitoring of equipment with a 40 CFR part 60, appendix A–7, Method 21 monitor.

(1) An owner or operator of an affected source subject to 40 CFR parts 60, 61, 63, or 65 can choose to comply with the alternative work practice requirements in paragraph (e) of this section instead of using the 40 CFR part 60, appendix A–7, Method 21 monitor to identify leaking equipment. The owner or operator must document the equipment, process units, and facilities for which the alternative work practice will be used to identify leaks.

(2) Any leak detected when following the leak survey procedure in paragraph (e)(3) of this section must be identified for repair as required in the applicable subpart.

(3) If the alternative work practice is used to identify leaks, re-screening after an attempted repair of leaking equipment must be conducted using either the alternative work practice or the 40 CFR part 60, Appendix A–7, Method 21 monitor at the leak definition required in the applicable subparts to which the equipment is subject.

(4) The schedule for repair is as required in the applicable subpart.

(5) When this alternative work practice is used for detecting leaking equipment, choose one of the monitoring frequencies listed in Table 1 to subpart A of this part in lieu of the monitoring frequency specified for regulated equipment in the applicable subpart. Reduced monitoring frequencies for good performance are not applicable when using the alternative work practice.

(6) When this alternative work practice is used for detecting leaking equipment, the following are not applicable for the equipment being monitored:

(i) Skip period leak detection and repair;

(ii) Quality improvement plans; or

(iii) Complying with standards for allowable percentage of valves and pumps to leak.

(7) When the alternative work practice is used to detect leaking equipment, the regulated equipment in paragraph (d)(1)(i) of this section must also be monitored annually using a 40 CFR part 60, Appendix A–7, Method 21 monitor at the leak definition required in the applicable subpart. The owner or operator may choose the specific monitoring period (for example, first quarter) to conduct the annual monitoring. Subsequent monitoring must be conducted every 12 months from the initial period. Owners or operators must keep records of the annual Method 21 screening results, as specified in paragraph (i)(4)(vii) of this section.

(e) An owner or operator of an affected source who chooses to use the alternative work practice must comply with the requirements of paragraphs (e)(1) through (e)(5) of this section.

(1) *Instrument specifications.* The optical gas imaging instrument must comply with the requirements specified in paragraphs (e)(1)(i) and (e)(1)(ii) of this section.

(i) Provide the operator with an image of the potential leak points for each piece of equipment at both the detection sensitivity level and within the distance used in the daily instrument check described in paragraph (e)(2) of this section. The detection sensitivity level depends upon the frequency at which leak monitoring is to be performed.

(ii) Provide a date and time stamp for video records of every monitoring event.

(2) *Daily instrument check.* On a daily basis, and prior to beginning any leak monitoring work, test the optical gas imaging instrument at the mass flow rate determined in paragraph (e)(2)(i) of this section in accordance with the procedure specified in paragraphs (e)(2)(ii) through (e)(2)(iv) of this section for each camera configuration used during monitoring (for example, different lenses used), unless an alternative method to demonstrate daily instrument checks has been approved in accordance with paragraph (e)(2)(v) of this section.

(i) Calculate the mass flow rate to be used in the daily instrument check by following the procedures in paragraphs (e)(2)(i)(A) and (e)(2)(i)(B) of this section.

(A) For a specified population of equipment to be imaged by the instrument, determine the piece of equipment in contact with the lowest mass fraction of chemicals that are detectable, within the distance to be used in paragraph (e)(2)(iv)(B) of this section, at or below the standard detection sensitivity level.

(B) Multiply the standard detection sensitivity level, corresponding to the selected monitoring frequency in Table 1 of subpart A of this part, by the mass fraction of detectable chemicals from the stream identified in paragraph (e)(2)(i)(A) of this section to determine the mass flow rate to be used in the daily instrument check, using the following equation.

$$E_{dic} = (E_{sds}) \sum_{i=1}^{k} x_i$$

Where:

E_{dic}= Mass flow rate for the daily instrument check, grams per hour

x_i= Mass fraction of detectable chemical(s) i seen by the optical gas imaging instrument, within the distance to be used in paragraph (e)(2)(iv)(B) of this section, at or below the standard detection sensitivity level, E_{sds}.

E_{sds}= Standard detection sensitivity level from Table 1 to subpart A, grams per hour

k = Total number of detectable chemicals emitted from the leaking equipment and seen by the optical gas imaging instrument.

(ii) Start the optical gas imaging instrument according to the manufacturer's instructions, ensuring that all appropriate settings conform to the manufacturer's instructions.

(iii) Use any gas chosen by the user that can be viewed by the optical gas imaging instrument and that has a purity of no less than 98 percent.

(iv) Establish a mass flow rate by using the following procedures:

(A) Provide a source of gas where it will be in the field of view of the optical gas imaging instrument.

(B) Set up the optical gas imaging instrument at a recorded distance from the outlet or leak orifice of the flow meter that will not be exceeded in the actual performance of the leak survey. Do not exceed the operating parameters of the flow meter.

(C) Open the valve on the flow meter to set a flow rate that will create a mass emission rate equal to the mass rate calculated in paragraph (e)(2)(i) of this section while observing the gas flow through the optical gas imaging instrument viewfinder. When an image of the gas emission is seen through the viewfinder at the required emission rate, make a record of the reading on the flow meter.

(v) Repeat the procedures specified in paragraphs (e)(2)(ii) through (e)(2)(iv) of this section for each configuration of the optical gas imaging instrument used during the leak survey.

(vi) To use an alternative method to demonstrate daily instrument checks, apply to the Administrator for approval of the alternative under §63.177 or §63.178, whichever is applicable.

(3) *Leak survey procedure.* Operate the optical gas imaging instrument to image every regulated piece of equipment selected for this work practice in accordance with the instrument manufacturer's operating parameters. All emissions imaged by the optical gas imaging instrument are considered to be leaks and are subject to repair. All emissions visible to the naked eye are also considered to be leaks and are subject to repair.

(4) *Recordkeeping.* Keep the records described in paragraphs (e)(4)(i) through (e)(4)(vii) of this section:

(i) The equipment, processes, and facilities for which the owner or operator chooses to use the alternative work practice.

(ii) The detection sensitivity level selected from Table 1 to subpart A of this part for the optical gas imaging instrument.

(iii) The analysis to determine the piece of equipment in contact with the lowest mass fraction of chemicals that are detectable, as specified in paragraph (e)(2)(i)(A) of this section.

(iv) The technical basis for the mass fraction of detectable chemicals used in the equation in paragraph (e)(2)(i)(B) of this section.

(v) The daily instrument check. Record the distance, per paragraph (e)(2)(iv)(B) of this section, and the flow meter reading, per paragraph (e)(2)(iv)(C) of this section, at which the leak was imaged. Keep a video record of the daily instrument check for each configuration of the optical gas imaging instrument used during the leak survey (for example, the daily instrument check must be conducted for each lens used). The video record must include a time and date stamp for each daily instrument check. The video record must be kept for 5 years.

(vi) *Recordkeeping requirements in the applicable subpart.* A video record must be used to document the leak survey results. The video record must include a time and date stamp for each monitoring event. A video record can be used to meet the recordkeeping requirements of the applicable subparts if each piece of regulated equipment selected for this work practice can be identified in the video record. The video record must be kept for 5 years.

(vii) The results of the annual Method 21 screening required in paragraph (h)(7) of this section. Records must be kept for all regulated equipment specified in paragraph (h)(1) of this section. Records must identify the equipment screened, the screening value measured by Method 21, the time and date of the screening, and calibration information required in the existing applicable subparts.

(5) *Reporting.* Submit the reports required in the applicable subpart. Submit the records of the annual Method 21 screening required in paragraph (h)(7) of this section to the Administrator via e-mail to *CCG-AWP@EPA.GOV.*

[59 FR 12430, Mar. 16, 1994, as amended at 63 FR 24444, May 4, 1998; 65 FR 62215, Oct. 17, 2000; 67 FR 16605, Apr. 5, 2002; 73 FR 78211, Dec. 22, 2008]

§ 63.12 State authority and delegations.

(a) The provisions of this part shall not be construed in any manner to preclude any State or political subdivision thereof from—

(1) Adopting and enforcing any standard, limitation, prohibition, or other regulation applicable to an affected source subject to the requirements of this part, provided that such standard, limitation, prohibition, or regulation is not less stringent than any requirement applicable to such source established under this part;

(2) Requiring the owner or operator of an affected source to obtain permits, licenses, or approvals prior to initiating construction, reconstruction, modification, or operation of such source; or

(3) Requiring emission reductions in excess of those specified in subpart D of this part as a condition for granting the extension of compliance authorized by section 112(i)(5) of the Act.

(b)(1) Section 112(l) of the Act directs the Administrator to delegate to each State, when appropriate, the authority to implement and enforce standards and other requirements pursuant to section 112 for stationary sources located in that State. Because of the unique nature of radioactive material, delegation of authority to implement and enforce standards that control radionuclides may require separate approval.

(2) Subpart E of this part establishes procedures consistent with section 112(l) for the approval of State rules or programs to implement and enforce applicable Federal rules promulgated under the authority of section 112. Subpart E also establishes procedures for the review and withdrawal of section 112 implementation and enforcement authorities granted through a section 112(l) approval.

(c) All information required to be submitted to the EPA under this part also shall be submitted to the appropriate State agency of any State to which authority has been delegated under section 112(l) of the Act, provided that each specific delegation may exempt sources from a certain Federal or State reporting requirement. The Administrator may permit all or some of the information to be submitted to the appropriate State agency only, instead of to the EPA and the State agency.

§ 63.13 Addresses of State air pollution control agencies and EPA Regional Offices.

(a) All requests, reports, applications, submittals, and other communications to the Administrator pursuant to this part shall be submitted to the appropriate Regional Office of the U.S. Environmental Protection Agency indicated in the following list of EPA Regional Offices.

EPA Region I (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont), Director, Air, Pesticides and Toxics Division, J.F.K. Federal Building, Boston, MA 02203–2211.

EPA Region II (New Jersey, New York, Puerto Rico, Virgin Islands), Director, Air and Waste Management Division, 26 Federal Plaza, New York, NY 10278.

EPA Region III (Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia), Director, Air Protection Division, 1650 Arch Street, Philadelphia, PA 19103.

EPA Region IV (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee). Director, Air, Pesticides and Toxics Management Division, Atlanta Federal Center, 61 Forsyth Street, Atlanta, GA 30303–3104.

EPA Region V (Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin), Director, Air and Radiation Division, 77 West Jackson Blvd., Chicago, IL 60604–3507.

EPA Region VI (Arkansas, Louisiana, New Mexico, Oklahoma, Texas), Director, Air, Pesticides and Toxics, 1445 Ross Avenue, Dallas, TX 75202–2733.

EPA Region VII (Iowa, Kansas, Missouri, Nebraska), Director, Air, RCRA, and Toxics Division, U.S. Environmental Protection Agency, 901 N. 5th Street, Kansas City, KS 66101.

EPA Region VIII (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming) Director, Air and Toxics Technical Enforcement Program, Office of Enforcement, Compliance and Environmental Justice, Mail Code 8ENF–AT, 1595 Wynkoop Street, Denver, CO 80202–1129.

EPA Region IX (Arizona, California, Hawaii, Nevada, American Samoa, Guam), Director, Air and Toxics Division, 75 Hawthorne Street, San Francisco, CA 94105.

EPA Region X (Alaska, Idaho, Oregon, Washington), Director, Office of Air Quality, 1200 Sixth Avenue (OAQ–107), Seattle, WA 98101.

(b) All information required to be submitted to the Administrator under this part also shall be submitted to the appropriate State agency of any State to which authority has been delegated under section 112(l) of the Act. The owner or operator of an affected source may contact the appropriate EPA Regional Office for the mailing addresses for those States whose delegation requests have been approved.

(c) If any State requires a submittal that contains all the information required in an application, notification, request, report, statement, or other communication required in this part, an owner or operator may send the appropriate Regional Office of the EPA a copy of that submittal to satisfy the requirements of this part for that communication.

[59 FR 12430, Mar. 16, 1994, as amended at 63 FR 66061, Dec. 1, 1998; 67 FR 4184, Jan. 29, 2002; 68 FR 32601, May 30, 2003; 68 FR 35792, June 17, 2003; 73 FR 24871, May 6, 2008]

§ 63.14 Incorporations by reference.

(a) The materials listed in this section are incorporated by reference in the corresponding sections noted. These incorporations by reference were approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. These materials are incorporated as they exist on the date of the approval, and notice of any change in these materials will be published in theFederal Register.The materials are available for purchase at the corresponding addresses noted below, and all are available for inspection at the National Archives and Records Administration (NARA), at the Air and Radiation Docket and Information Center, U.S. EPA, 401 M St., SW., Washington, DC, and at the EPA Library (MD–35), U.S. EPA, Research Triangle Park, North Carolina. For information on the availability of this material at NARA, call 202–741–6030, or go to: *http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.*

(b) The following materials are available for purchase from at least one of the following addresses: American Society for Testing and Materials (ASTM), 100 Barr Harbor Drive, Post Office Box C700, West Conshohocken, PA 19428–2959; or ProQuest, 300 North Zeeb Road, Ann Arbor, MI 48106.

(1) ASTM D523–89, Standard Test Method for Specular Gloss, IBR approved for §63.782.

(2) ASTM D1193–77, 91, Standard Specification for Reagent Water, IBR approved for appendix A: Method 306, Sections 7.1.1 and 7.4.2.

(3) ASTM D1331–89, Standard Test Methods for Surface and Interfacial Tension of Solutions of Surface Active Agents, IBR approved for appendix A: Method 306B, Sections 6.2, 11.1, and 12.2.2.

(4) ASTM D1475–90, Standard Test Method for Density of Paint, Varnish Lacquer, and Related Products, IBR approved for §63.788, appendix A.

(5) ASTM D1946–77, 90, 94, Standard Method for Analysis of Reformed Gas by Gas Chromatography, IBR approved for §63.11(b)(6).

(6) ASTM D2369–93, 95, Standard Test Method for Volatile Content of Coatings, IBR approved for §63.788, appendix A.

(7) ASTM D2382–76, 88, Heat of Combustion of Hydrocarbon Fuels by Bomb Calorimeter (High-Precision Method), IBR approved for §63.11(b)(6).

(8) ASTM D2879–83, 96, Test Method for Vapor Pressure-Temperature Relationship and Initial Decomposition Temperature of Liquids by Isoteniscope, IBR approved for §63.111 and §63.2406.

(9) ASTM D3257–93, Standard Test Methods for Aromatics in Mineral Spirits by Gas Chromatography, IBR approved for §63.786(b).

(10) ASTM 3695–88, Standard Test Method for Volatile Alcohols in Water by Direct Aqueous-Injection Gas Chromatography, IBR approved for §63.365(e)(1) of subpart O.

(11) ASTM D3792–91, Standard Method for Water Content of Water-Reducible Paints by Direct Injection into a Gas Chromatograph, IBR approved for §63.788, appendix A.

(12) ASTM D3912–80, Standard Test Method for Chemical Resistance of Coatings Used in Light-Water Nuclear Power Plants, IBR approved for §63.782.

(13) ASTM D4017–90, 96a, Standard Test Method for Water in Paints and Paint Materials by the Karl Fischer Titration Method, IBR approved for §63.788, appendix A.

(14) ASTM D4082–89, Standard Test Method for Effects of Gamma Radiation on Coatings for Use in Light-Water Nuclear Power Plants, IBR approved for §63.782.

(15) ASTM D4256–89, 94, Standard Test Method for Determination of the Decontaminability of Coatings Used in Light-Water Nuclear Power Plants, IBR approved for §63.782.

(16) ASTM D4809–95, Standard Test Method for Heat of Combustion of Liquid Hydrocarbon Fuels by Bomb Calorimeter (Precision Method), IBR approved for §63.11(b)(6).

(17) ASTM E180–93, Standard Practice for Determining the Precision of ASTM Methods for Analysis and Testing of Industrial Chemicals, IBR approved for §63.786(b).

(18) ASTM E260–91, 96, General Practice for Packed Column Gas Chromatography, IBR approved for §§63.750(b)(2) and 63.786(b)(5).

(19)–(20) [Reserved]

(21) ASTM D2099–00, Standard Test Method for Dynamic Water Resistance of Shoe Upper Leather by the Maeser Water Penetration Tester, IBR approved for §63.5350.

(22)–(23) [Reserved]

(24) ASTM D2697–86 (Reapproved 1998), "Standard Test Method for Volume Nonvolatile Matter in Clear or Pigmented Coatings," IBR approved for §§63.3161(f)(1), 63.3521(b)(1), 63.3941(b)(1), 63.4141(b)(1), 63.4741(b)(1), 63.4941(b)(1), and 63.5160(c).

(25) ASTM D6093–97 (Reapproved 2003), "Standard Test Method for Percent Volume Nonvolatile Matter in Clear or Pigmented Coatings Using a Helium Gas Pycnometer," IBR approved for §§63.3161(f)(1), 63.3521(b)(1), 63.3941(b)(1), 63.4141(b)(1), 63.4741(b)(1), 63.4941(b)(1), and 63.5160(c).

(26) ASTM D1475–98 (Reapproved 2003), "Standard Test Method for Density of Liquid Coatings, Inks, and Related Products," IBR approved for §§63.3151(b), 63.3941(b)(4), 63.3941(c), 63.3951(c), 63.4141(b)(3), 63.4141(c), and 63.4551(c).

(27) ASTM D6522–00, Standard Test Method for Determination of Nitrogen Oxides, Carbon Monoxide, and Oxygen Concentrations in Emissions from Natural Gas Fired Reciprocating Engines, Combustion Turbines, Boilers, and Process Heaters Using Portable Analyzers,[1] IBR approved for §63.9307(c)(2) and table 5 to subpart DDDDD of this part.

(28) ASTM D6420–99 (Reapproved 2004), Standards Test Method for Determination of Gaseous Organic Compounds by Direct Interface Gas Chromatography-Mass Spectometry, IBR approved for §§60.485(g)(5), 60.485a(g)(5), 63.772(a)(1)(ii), 63.2354(b)(3)(i), 63.2354(b)(3)(ii), 63.2354(b)(3)(ii)(A), and 63.2351(b)(3)(ii)(B).

(29) ASTM D6420–99, Standard Test Method for Determination of Gaseous Organic Compounds by Direct Interface Gas Chromatography-Mass Spectrometry, IBR approved for §§63.5799 and 63.5850.

(30) ASTM E 515–95 (Reapproved 2000), Standard Test Method for Leaks Using Bubble Emission Techniques, IBR approved for §63.425(i)(2).

(31) ASTM D5291–02, Standard Test Methods for Instrumental Determination of Carbon, Hydrogen, and Nitrogen in Petroleum Products and Lubricants, IBR approved for §63.3981, appendix A.

(32) ASTM D5965–02, "Standard Test Methods for Specific Gravity of Coating Powders," IBR approved for §§63.3151(b) and 63.3951(c).

(33) ASTM D6053–00, Standard Test Method for Determination of Volatile Organic Compound (VOC) Content of Electrical Insulating Varnishes, IBR approved for §63.3981, appendix A.

(34) E145–94 (Reapproved 2001), Standard Specification for Gravity-Convection and Forced-Ventilation Ovens, IBR approved for §63.4581, appendix A.

(35) ASTM D6784–02, Standard Test Method for Elemental, Oxidized, Particle-Bound and Total Mercury in Flue Gas Generated from Coal-Fired Stationary Sources (Ontario Hydro Method),[1] IBR approved for table 5 to subpart DDDDD of this part.

(36) ASTM D5066–91 (Reapproved 2001), “Standard Test Method for Determination of the Transfer Efficiency Under Production Conditions for Spray Application of Automotive Paints-Weight Basis,” IBR approved for §63.3161(g).

(37) ASTM D5087–02, “Standard Test Method for Determining Amount of Volatile Organic Compound (VOC) Released from Solventborne Automotive Coatings and Available for Removal in a VOC Control Device (Abatement),” IBR approved for §§63.3165(e) and 63.3176, appendix A.

(38) ASTM D6266–00a, “Test Method for Determining the Amount of Volatile Organic Compound (VOC) Released from Waterborne Automotive Coatings and Available for Removal in a VOC Control Device (Abatement),” IBR approved for §63.3165(e).

(39) ASTM Method D388–99,.[1] Standard Classification of Coals by Rank,[1] IBR approved for §63.7575.

(40) ASTM D396–02a, Standard Specification for Fuel Oils,[1] IBR approved for §63.7575.

(41) ASTM D1835–03a, Standard Specification for Liquified Petroleum (LP) Gases,[1] IBR approved for §63.7575.

(42) ASTM D2013–01, Standard Practice for Preparing Coal Samples for Analysis,[1] IBR approved for table 6 to subpart DDDDD of this part.

(43) ASTM D2234–00,.[1] Standard Practice for Collection of a Gross Sample of Coal,[1] IBR approved for table 6 to subpart DDDDD of this part.

(44) ASTM D3173–02, Standard Test Method for Moisture in the Analysis Sample of Coal and Coke,[1] IBR approved for table 6 to subpart DDDDD of this part.

(45) ASTM D3683–94 (Reapproved 2000), Standard Test Method for Trace Elements in Coal and Coke Ash Absorption,[1] IBR approved for table 6 to subpart DDDDD of this part.

(46) ASTM D3684–01, Standard Test Method for Total Mercury in Coal by the Oxygen Bomb Combustion/Atomic Absorption Method,[1] IBR approved for table 6 to subpart DDDDD of this part.

(47) ASTM D5198–92 (Reapproved 2003), Standard Practice for Nitric Acid Digestion of Solid Waste,[1] IBR approved for table 6 to subpart DDDDD of this part.

(48) ASTM D5865–03a, Standard Test Method for Gross Calorific Value of Coal and Coke,[1] IBR approved for table 6 to subpart DDDDD of this part.

(49) ASTM D6323–98 (Reapproved 2003), Standard Guide for Laboratory Subsampling of Media Related to Waste Management Activities,[1] IBR approved for table 6 to subpart DDDDD of this part.

(50) ASTM E711–87 (Reapproved 1996), Standard Test Method for Gross Calorific Value of Refuse-Derived Fuel by the Bomb Calorimeter,[1] IBR approved for table 6 to subpart DDDDD of this part.

(51) ASTM E776–87 (Reapproved 1996), Standard Test Method for Forms of Chlorine in Refuse-Derived Fuel,[1] IBR approved for table 6 to subpart DDDDD of this part.

(52) ASTM E871–82 (Reapproved 1998), Standard Method of Moisture Analysis of Particulate Wood Fuels,[1] IBR approved for table 6 to subpart DDDDD of this part.

(53) ASTM E885–88 (Reapproved 1996), Standard Test Methods for Analyses of Metals in Refuse-Derived Fuel by Atomic Absorption Spectroscopy,[1] IBR approved for table 6 to subpart DDDDD of this part 63.

(54) ASTM D6348–03, Standard Test Method for Determination of Gaseous Compounds by Extractive Direct Interface Fourier Transform Infrared (FTIR) Spectroscopy, incorporation by reference (IBR) approved for table 4 to subpart DDDD of this part as specified in the subpart.

(55) ASTM D2013–04, Standard Practice for Preparing Coal Samples for Analysis, IBR approved for table 6 to subpart DDDDD of this part.

(56) ASTM D2234–D2234M–03, Standard Practice for Collection of a Gross Sample of Coal, IBR approved for table 6 to subpart DDDDD of this part.

(57) ASTM D6721–01, Standard Test Method for Determination of Chlorine in Coal by Oxidative Hydrolysis Microcoulometry, IBR approved for table 6 to subpart DDDDD of this part.

(58) ASTM D3173–03, Standard Test Method for Moisture in the Analysis Sample of Coal and Coke, IBR approved for table 6 to subpart DDDDD of this part.

(59) ASTM D4606–03, Standard Test Method for Determination of Arsenic and Selenium in Coal by the Hydride Generation/Atomic Absorption Method, IBR approved for table 6 to subpart DDDDD of this part.

(60) ASTM D6357–04, Standard Test Methods for Determination of Trace Elements in Coal, Coke, and Combustion Residues from Coal Utilization Processes by Inductively Coupled Plasma Atomic Emission Spectrometry, Inductively Coupled Plasma Mass Spectrometry, and Graphite Furnace Atomic Absorption Spectrometry, IBR approved for table 6 to subpart DDDDD of this part.

(61) ASTM D6722–01, Standard Test Method for Total Mercury in Coal and Coal Combustion Residues by the Direct Combustion Analysis, IBR approved for table 6 to subpart DDDDD of this part.

(62) ASTM D5865–04, Standard Test Method for Gross Calorific Value of Coal and Coke, IBR approved for table 6 to subpart DDDDD of this part.

(63) ASTM D2216–05, “Standard Test Methods for Laboratory Determination of Water (Moisture) Content of Soil and Rock by Mass,” IBR approved for the definition of “Free organic liquids” in §63.10692.

(64) ASTM D6522–00 (Reapproved 2005), Standard Test Method for Determination of Nitrogen Oxides, Carbon Monoxide, and Oxygen Concentrations in Emissions from Natural Gas Fired Reciprocating Engines, Combustion Turbines, Boilers, and Process Heaters Using Portable Analyzers,[1] IBR approved for table 4 to subpart ZZZZ of this part.

(65) ASTM D 5228–92—“Standard Test Method for Determination of Butane Working Capacity of Activated Carbon,” reapproved 2005, IBR approved for §63.11092(b)(1)(i)(B)(*1*)(*ii*).

(c) The materials listed below are available for purchase from the American Petroleum Institute (API), 1220 L Street, NW., Washington, DC 20005.

(1) API Publication 2517, Evaporative Loss from External Floating-Roof Tanks, Third Edition, February 1989, IBR approved for §63.111 and §63.2406.

(2) API Publication 2518, Evaporative Loss from Fixed-roof Tanks, Second Edition, October 1991, IBR approved for §63.150(g)(3)(i)(C) of subpart G of this part.

(3) API Manual of Petroleum Measurement Specifications (MPMS) Chapter 19.2, Evaporative Loss From Floating-Roof Tanks (formerly API Publications 2517 and 2519), First Edition, April 1997, IBR approved for §63.1251 of subpart GGG of this part.

(d) The materials listed below are available at the Air and Radiation Docket and Information Center, U.S. EPA, 401 M St., SW., Washington, DC. Additionally, the California South Coast Air Quality Management District materials are available at *http://www.aqmd.gov/permit/spraytransferefficiency.html.*

(1) *California Regulatory Requirements Applicable to the Air Toxics Program,* January 5, 1999, IBR approved for §63.99(a)(5)(ii) of subpart E of this part.

(2) New Jersey's *Toxic Catastrophe Prevention Act Program,* (July 20, 1998), Incorporation By Reference approved for §63.99 (a)(30)(i) of subpart E of this part.

(3)(i) Letter of June 7, 1999 to the U.S. Environmental Protection Agency Region 3 from the Delaware Department of Natural Resources and Environmental Control requesting formal full delegation to take over primary responsibility for implementation and enforcement of the Chemical Accident Prevention Program under Section 112(r) of the Clean Air Act Amendments of 1990.

(ii) Delaware Department of Natural Resources and Environmental Control, Division of Air and Waste Management, Accidental Release Prevention Regulation, sections 1 through 5 and sections 7 through 14, effective January 11, 1999, IBR approved for §63.99(a)(8)(i) of subpart E of this part.

(iii) State of Delaware Regulations Governing the Control of Air Pollution (October 2000), IBR approved for §63.99(a)(8)(ii)–(v) of subpart E of this part.

(4) Massachusetts Regulations Applicable to Hazardous Air Pollutants (July 2002). Incorporation By Reference approved for §63.99(a)(21)(ii) of subpart E of this part.

(5)(i) New Hampshire Regulations Applicable to Hazardous Air Pollutants, March, 2003. Incorporation by Reference approved for §63.99(a)(29)(iii) of subpart E of this part.

(ii) New Hampshire Regulations Applicable to Hazardous Air Pollutants, September 2006. Incorporation by Reference approved for §63.99(a)(29)(iv) of subpart E of this part.

(6) Maine Regulations Applicable to Hazardous Air Pollutants (March 2006). Incorporation By Reference approved for §63.99(a)(19)(iii) of subpart E of this part.

(7) California South Coast Air Quality Management District's “Spray Equipment Transfer Efficiency Test Procedure for Equipment User, May 24, 1989,” IBR approved for §63.11173(e) and §63.11516(d).

(8) California South Coast Air Quality Management District's “Guidelines for Demonstrating Equivalency with District Approved Transfer Efficient Spray Guns, September 26, 2002,” Revision 0, IBR approved for §§63.11173(e) and 63.11516(d).

(e) The materials listed below are available for purchase from the National Institute of Standards and Technology, Springfield, VA 22161, (800) 553–6847.

(1) Handbook 44, Specificiations, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices 1998, IBR approved for §63.1303(e)(3).

(2) [Reserved]

(f) The following material is available from the National Council of the Paper Industry for Air and Stream Improvement, Inc. (NCASI), P.O. Box 133318, Research Triangle Park, NC 27709–3318 or at *http://www.ncasi.org.*

(1) NCASI Method DI/MEOH–94.02, Methanol in Process Liquids GC/FID (Gas Chromatography/Flame Ionization Detection), August 1998, Methods Manual, NCASI, Research Triangle Park, NC, IBR approved for §63.457(c)(3)(ii) of subpart S of this part.

(2) NCASI Method CI/WP–98.01, Chilled Impinger Method For Use At Wood Products Mills to Measure Formaldehyde, Methanol, and Phenol, 1998, Methods Manual, NCASI, Research Triangle Park, NC, IBR approved for table 4 to subpart DDDD of this part.

(3) NCASI Method IM/CAN/WP–99.02, Impinger/Canister Source Sampling Method for Selected HAPs and Other Compounds at Wood Products Facilities, January 2004, Methods Manual, NCASI, Research Triangle Park, NC, IBR approved for table 4 to subpart DDDD of this part.

(4) NCASI Method ISS/FP A105.01, Impinger Source Sampling Method for Selected Aldehydes, Ketones, and Polar Compounds, December 2005, Methods Manual, NCASI, Research Triangle Park, NC, IBR approved for table 4 to subpart DDDD of this part.

(g) The materials listed below are available for purchase from AOAC International, Customer Services, Suite 400, 2200 Wilson Boulevard, Arlington, Virginia, 22201–3301, Telephone (703) 522–3032, Fax (703) 522–5468.

(1) AOAC Official Method 978.01 Phosphorus (Total) in Fertilizers, Automated Method, Sixteenth edition, 1995, IBR approved for §63.626(d)(3)(vi).

(2) AOAC Official Method 969.02 Phosphorus (Total) in Fertilizers, Alkalimetric Quinolinium Molybdophosphate Method, Sixteenth edition, 1995, IBR approved for §63.626(d)(3)(vi).

(3) AOAC Official Method 962.02 Phosphorus (Total) in Fertilizers, Gravimetric Quinolinium Molybdophosphate Method, Sixteenth edition, 1995, IBR approved for §63.626(d)(3)(vi).

(4) AOAC Official Method 957.02 Phosphorus (Total) in Fertilizers, Preparation of Sample Solution, Sixteenth edition, 1995, IBR approved for §63.626(d)(3)(vi).

(5) AOAC Official Method 929.01 Sampling of Solid Fertilizers, Sixteenth edition, 1995, IBR approved for §63.626(d)(3)(vi).

(6) AOAC Official Method 929.02 Preparation of Fertilizer Sample, Sixteenth edition, 1995, IBR approved for §63.626(d)(3)(vi).

(7) AOAC Official Method 958.01 Phosphorus (Total) in Fertilizers, Spectrophotometric Molybdovanadophosphate Method, Sixteenth edition, 1995, IBR approved for §63.626(d)(3)(vi).

(h) The materials listed below are available for purchase from The Association of Florida Phosphate Chemists, P.O. Box 1645, Bartow, Florida, 33830, Book of Methods Used and Adopted By The Association of Florida Phosphate Chemists, Seventh Edition 1991, IBR.

(1) Section IX, Methods of Analysis for Phosphate Rock, No. 1 Preparation of Sample, IBR approved for §63.606(c)(3)(ii) and §63.626(c)(3)(ii).

(2) Section IX, Methods of Analysis for Phosphate Rock, No. 3 Phosphorus—P_2O_5or $Ca_3(PO_4)_2$, Method A-Volumetric Method, IBR approved for §63.606(c)(3)(ii) and §63.626(c)(3)(ii).

(3) Section IX, Methods of Analysis for Phosphate Rock, No. 3 Phosphorus-P_2O_5or $Ca_3(PO_4)_2$, Method B—Gravimetric Quimociac Method, IBR approved for §63.606(c)(3)(ii) and §63.626(c)(3)(ii).

(4) Section IX, Methods of Analysis For Phosphate Rock, No. 3 Phosphorus-P_2O_5or $Ca_3(PO_4)_2$, Method C—Spectrophotometric Method, IBR approved for §63.606(c)(3)(ii) and §63.626(c)(3)(ii).

(5) Section XI, Methods of Analysis for Phosphoric Acid, Superphosphate, Triple Superphosphate, and Ammonium Phosphates, No. 3 Total Phosphorus-P_2O_5, Method A—Volumetric Method, IBR approved for §63.606(c)(3)(ii), §63.626(c)(3)(ii), and §63.626(d)(3)(v).

(6) Section XI, Methods of Analysis for Phosphoric Acid, Superphosphate, Triple Superphosphate, and Ammonium Phosphates, No. 3 Total Phosphorus-P_2O_5, Method B—Gravimetric Quimociac Method, IBR approved for §63.606(c)(3)(ii), §63.626(c)(3)(ii), and §63.626(d)(3)(v).

(7) Section XI, Methods of Analysis for Phosphoric Acid, Superphosphate, Triple Superphosphate, and Ammonium Phosphates, No. 3 Total Phosphorus-P_2O_5, Method C—Spectrophotometric Method, IBR approved for §63.606(c)(3)(ii), §63.626(c)(3)(ii), and §63.626(d)(3)(v).

(i) The following materials are available for purchase from at least one of the following addresses: ASME International, Orders/Inquiries, P.O. Box 2900, Fairfield, NJ 07007–2900; or Global Engineering Documents, Sales Department, 15 Inverness Way East, Englewood, CO 80112.

(1) ANSI/ASME PTC 19.10–1981, “Flue and Exhaust Gas Analyses [Part 10, Instruments and Apparatus],” IBR approved for §§63.309(k)(1)(iii), 63.865(b), 63.3166(a)(3), 63.3360(e)(1)(iii), 63.3545(a)(3), 63.3555(a)(3), 63.4166(a)(3), 63.4362(a)(3), 63.4766(a)(3), 63.4965(a)(3), 63.5160(d)(1)(iii), 63.9307(c)(2), 63.9323(a)(3), 63.11148(e)(3)(iii), 63.11155(e)(3), 63.11162(f)(3)(iii) and (f)(4), 63.11163(g)(1)(iii) and (g)(2), 63.11410(j)(1)(iii), 63.11551(a)(2)(i)(C), table 5 to subpart DDDDD of this part, and table 1 to subpart ZZZZZ of this part.

(2) [Reserved]

(j) The following material is available for purchase from: British Standards Institute, 389 Chiswick High Road, London W4 4AL, United Kingdom.

(1) BS EN 1593:1999, Non-destructive Testing: Leak Testing—Bubble Emission Techniques, IBR approved for §63.425(i)(2).

(2) [Reserved]

(k) The following materials are available for purchase from the National Technical Information Service (NTIS), 5285 Port Royal Road, Springfield, VA 22161, (703) 605–6000 or (800) 553–6847; or for purchase from the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402, (202) 512–1800:

(1) The following methods as published in the test methods compendium known as "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods," EPA Publication SW–846, Third Edition. A suffix of "A" in the method number indicates revision one (the method has been revised once). A suffix of "B" in the method number indicates revision two (the method has been revised twice).

(i) Method 0023A, "Sampling Method for Polychlorinated Dibenzo-p-Dioxins and Polychlorinated Dibenzofuran Emissions from Stationary Sources," dated December 1996, IBR approved for §63.1208(b)(1) of subpart EEE of this part.

(ii) Method 9071B, "n-Hexane Extractable Material (HEM) for Sludge, Sediment, and Solid Samples," dated April 1998, IBR approved for §63.7824(e) of subpart FFFFF of this part.

(iii) Method 9095A, "Paint Filter Liquids Test," dated December 1996, IBR approved for §§63.7700(b) and 63.7765 of subpart EEEEE of this part.

(iv) Method 9095B, "Paint Filter Liquids Test," (revision 2), dated November 2004, IBR approved for the definition of "Free organic liquids" in §63.10692, §63.10885(a)(1), and the definition of "Free liquids" in §63.10906.

(2) The following method as published in the National Institute of Occupational Safety and Health (NIOSH) test method compendium, "NIOSH Manual of Analytical Methods", NIOSH publication no. 94-113, Fourth Edition, August 15, 1994.

(i) NIOSH Method 2010, "Amines, Aliphatic," Issue 2, August 15, 1994, IBR approved for §63.7732(g)(1)(v) of subpart EEEEE of this part.

(ii) [Reserved]

(l) The following materials are available for purchase from the American Society of Heating, Refrigerating, and Air-Conditioning Engineers at 1791 Tullie Circle, NE., Atlanta, GA 30329 or by electronic mail at *orders@ashrae.org:*

(1) American Society of Heating, Refrigerating, and Air Conditioning Engineers Method 52.1, "Gravimetric and Dust-Spot Procedures for Testing Air-Cleaning Devices Used in General Ventilation for Removing Particulate Matter, June 4, 1992," IBR approved for §§63.11173(e) and 63.11516(d).

(2) [Reserved]

(m) The following materials are available from the California Air Resources Board, Engineering and Certification Branch, 1001 I Street, P.O. Box 2815, Sacramento, CA 95812–2815, Telephone (916) 327–0900 and are also available at the following Web site: *http://www.arb.ca.gov/vapor/vapor.htm.*

(1) California Air Resources Board Vapor Recovery Test Procedure TP–201.1.—"Volumetric Efficiency for Phase I Vapor Recovery Systems," adopted April 12, 1996, and amended February 1, 2001 and October 8, 2003, IBR approved for §63.11120(b)(1).

(2) California Air Resources Board Vapor Recovery Test Procedure TP–201.1E—"Leak Rate and Cracking Pressure of Pressure/Vacuum Vent Valves," adopted October 8, 2003, IBR approved for §63.11120(a)(1)(i).

(3) California Air Resources Board Vapor Recovery Test Procedure TP–201.3—"Determination of 2-Inch WC Static Pressure Performance of Vapor Recovery Systems of Dispensing Facilities," adopted April 12, 1996 and amended March 17, 1999, IBR approved for §63.11120(a)(2)(i).

[59 FR 12430, Mar. 16, 1994]

Editorial Note: ForFederal Registercitations affecting §63.14, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

§ 63.15 Availability of information and confidentiality.

(a) *Availability of information.* (1) With the exception of information protected through part 2 of this chapter, all reports, records, and other information collected by the Administrator under this part are available to the public. In addition, a copy of each permit application, compliance plan (including the schedule of compliance), notification of compliance status, excess emissions and continuous monitoring systems performance report, and title V permit is available to the public, consistent with protections recognized in section 503(e) of the Act.

(2) The availability to the public of information provided to or otherwise obtained by the Administrator under this part shall be governed by part 2 of this chapter.

(b) *Confidentiality.* (1) If an owner or operator is required to submit information entitled to protection from disclosure under section 114(c) of the Act, the owner or operator may submit such information separately. The requirements of section 114(c) shall apply to such information.

(2) The contents of a title V permit shall not be entitled to protection under section 114(c) of the Act; however, information submitted as part of an application for a title V permit may be entitled to protection from disclosure.

§ 63.16 Performance Track Provisions.

(a) Notwithstanding any other requirements in this part, an affected source at any major source or any area source at a Performance Track member facility, which is subject to regular periodic reporting under any subpart of this part, may submit such periodic reports at an interval that is twice the length of the regular period specified in the applicable subparts; provided, that for sources subject to permits under 40 CFR part 70 or 71 no interval so calculated for any report of the results of any required monitoring may be less frequent than once in every six months.

(b) Notwithstanding any other requirements in this part, the modifications of reporting requirements in paragraph (c) of this section apply to any major source at a Performance Track member facility which is subject to requirements under any of the subparts of this part and which has:

(1) Reduced its total HAP emissions to less than 25 tons per year;

(2) Reduced its emissions of each individual HAP to less than 10 tons per year; and

(3) Reduced emissions of all HAPs covered by each MACT standard to at least the level required for full compliance with the applicable emission standard.

(c) For affected sources at any area source at a Performance Track member facility and which meet the requirements of paragraph (b)(3) of this section, or for affected sources at any major source that meet the requirements of paragraph (b) of this section:

(1) If the emission standard to which the affected source is subject is based on add-on control technology, and the affected source complies by using add-on control technology, then all required reporting elements in the periodic report may be met through an annual certification that the affected source is meeting the emission standard by continuing to use that control technology. The affected source must continue to meet all relevant monitoring and recordkeeping requirements. The compliance certification must meet the requirements delineated in Clean Air Act section 114(a)(3).

(2) If the emission standard to which the affected source is subject is based on add-on control technology, and the affected source complies by using pollution prevention, then all required reporting elements in the periodic report may be met through an annual certification that the affected source is continuing to use pollution prevention to reduce HAP emissions to levels at or below those required by the applicable emission standard. The affected source must maintain records of all calculations that demonstrate the level of HAP emissions required by the emission standard as well as the level of HAP emissions achieved by the affected source. The affected source must continue to meet all relevant monitoring and recordkeeping requirements. The compliance certification must meet the requirements delineated in Clean Air Act section 114(a)(3).

(3) If the emission standard to which the affected source is subject is based on pollution prevention, and the affected source complies by using pollution prevention and reduces emissions by an additional 50 percent or greater than required by the applicable emission standard, then all required reporting elements in the periodic report may be met through an annual certification that the affected source is continuing to use pollution prevention to reduce HAP emissions by an additional 50 percent or greater than required by the applicable emission standard. The affected source must maintain records of all calculations that demonstrate the level of HAP emissions required by the emission standard as well as the level of HAP emissions achieved by the affected source. The affected source must continue to meet all relevant monitoring and recordkeeping requirements. The compliance certification must meet the requirements delineated in Clean Air Act section 114(a)(3).

(4) Notwithstanding the provisions of paragraphs (c)(1) through (3), of this section, for sources subject to permits under 40 CFR part 70 or 71, the results of any required monitoring and recordkeeping must be reported not less frequently than once in every six months.

[69 FR 21753, Apr. 22, 2004]

Table 1 to Subpart A of Part 63—Detection Sensitivity Levels (grams per hour)

Monitoring frequency per subpart[a]	Detection sensitivity level
Bi-Monthly	60
Semi-Quarterly	85
Monthly	100

[a]When this alternative work practice is used to identify leaking equipment, the owner or operator must choose one of the monitoring frequencies listed in this table, in lieu of the monitoring frequency specified in the applicable subpart. Bi-monthly means every other month. Semi-quarterly means twice per quarter. Monthly means once per month.

[73 FR 78213, Dec. 22, 2008]

Appendix C

Title 40: Protection of Environment

PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

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Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units

Source: 72 FR 32759, June 13, 2007, unless otherwise noted.

§ 60.40c Applicability and delegation of authority.

(a) Except as provided in paragraph (d) of this section, the affected facility to which this subpart applies is each steam generating unit for which construction, modification, or reconstruction is commenced after June 9, 1989 and that has a maximum design heat input capacity of 29 megawatts (MW) (100 million British thermal units per hour (MMBtu/hr)) or less, but greater than or equal to 2.9 MW (10 MMBtu/hr).

(b) In delegating implementation and enforcement authority to a State under section 111(c) of the Clean Air Act, §60.48c(a)(4) shall be retained by the Administrator and not transferred to a State.

(c) Steam generating units that meet the applicability requirements in paragraph (a) of this section are not subject to the sulfur dioxide (SO_2) or particulate matter (PM) emission limits, performance testing requirements, or monitoring requirements under this subpart (§§60.42c, 60.43c, 60.44c, 60.45c, 60.46c, or 60.47c) during periods of combustion research, as defined in §60.41c.

(d) Any temporary change to an existing steam generating unit for the purpose of conducting combustion research is not considered a modification under §60.14.

(e) Heat recovery steam generators that are associated with combined cycle gas turbines and meet the applicability requirements of subpart GG or KKKK of this part are not subject to this subpart. This subpart will continue to apply to all other heat recovery steam generators that are capable of combusting more than or equal to 2.9 MW (10 MMBtu/hr) heat input of fossil fuel but less than or equal to 29 MW (100 MMBtu/hr) heat input of fossil fuel. If the heat recovery steam generator is subject to this subpart, only emissions resulting from combustion of fuels in the steam generating unit are subject to this subpart. (The gas turbine emissions are subject to subpart GG or KKKK, as applicable, of this part).

(f) Any facility covered by subpart AAAA of this part is not covered by this subpart.

(g) Any facility covered by an EPA approved State or Federal section 111(d)/129 plan implementing subpart BBBB of this part is not covered by this subpart.

§ 60.41c Definitions.

As used in this subpart, all terms not defined herein shall have the meaning given them in the Clean Air Act and in subpart A of this part.

Annual capacity factor means the ratio between the actual heat input to a steam generating unit from an individual fuel or combination of fuels during a period of 12 consecutive calendar months and the potential heat input to the steam generating unit from all fuels had the steam generating unit been operated for 8,760 hours during that 12-month period at the maximum design heat input capacity. In the case of steam

generating units that are rented or leased, the actual heat input shall be determined based on the combined heat input from all operations of the affected facility during a period of 12 consecutive calendar months.

Coal means all solid fuels classified as anthracite, bituminous, subbituminous, or lignite by the American Society of Testing and Materials in ASTM D388 (incorporated by reference, see §60.17), coal refuse, and petroleum coke. Coal-derived synthetic fuels derived from coal for the purposes of creating useful heat, including but not limited to solvent refined coal, gasified coal, coal-oil mixtures, and coal-water mixtures, are also included in this definition for the purposes of this subpart.

Coal refuse means any by-product of coal mining or coal cleaning operations with an ash content greater than 50 percent (by weight) and a heating value less than 13,900 kilojoules per kilogram (kJ/kg) (6,000 Btu per pound (Btu/lb) on a dry basis.

Cogeneration steam generating unit means a steam generating unit that simultaneously produces both electrical (or mechanical) and thermal energy from the same primary energy source.

Combined cycle system means a system in which a separate source (such as a stationary gas turbine, internal combustion engine, or kiln) provides exhaust gas to a steam generating unit.

Combustion research means the experimental firing of any fuel or combination of fuels in a steam generating unit for the purpose of conducting research and development of more efficient combustion or more effective prevention or control of air pollutant emissions from combustion, provided that, during these periods of research and development, the heat generated is not used for any purpose other than preheating combustion air for use by that steam generating unit (*i.e.* , the heat generated is released to the atmosphere without being used for space heating, process heating, driving pumps, preheating combustion air for other units, generating electricity, or any other purpose).

Conventional technology means wet flue gas desulfurization technology, dry flue gas desulfurization technology, atmospheric fluidized bed combustion technology, and oil hydrodesulfurization technology.

Distillate oil means fuel oil that complies with the specifications for fuel oil numbers 1 or 2, as defined by the American Society for Testing and Materials in ASTM D396 (incorporated by reference, see §60.17).

Dry flue gas desulfurization technology means a SO_2control system that is located between the steam generating unit and the exhaust vent or stack, and that removes sulfur oxides from the combustion gases of the steam generating unit by contacting the combustion gases with an alkaline reagent and water, whether introduced separately or as a premixed slurry or solution and forming a dry powder material. This definition includes devices where the dry powder material is subsequently converted to another form. Alkaline reagents used in dry flue gas desulfurization systems include, but are not limited to, lime and sodium compounds.

Duct burner means a device that combusts fuel and that is placed in the exhaust duct from another source (such as a stationary gas turbine, internal combustion engine, kiln, etc.) to allow the firing of additional fuel to heat the exhaust gases before the exhaust gases enter a steam generating unit.

Emerging technology means any SO_2control system that is not defined as a conventional technology under this section, and for which the owner or operator of the affected facility has received approval from the Administrator to operate as an emerging technology under §60.48c(a)(4).

Federally enforceable means all limitations and conditions that are enforceable by the Administrator, including the requirements of 40 CFR parts 60 and 61, requirements within any applicable State implementation plan, and any permit requirements established under 40 CFR 52.21 or under 40 CFR 51.18 and 51.24.

Fluidized bed combustion technology means a device wherein fuel is distributed onto a bed (or series of beds) of limestone aggregate (or other sorbent materials) for combustion; and these materials are forced upward in the device by the flow of combustion air and the gaseous products of combustion. Fluidized bed combustion technology includes, but is not limited to, bubbling bed units and circulating bed units.

Fuel pretreatment means a process that removes a portion of the sulfur in a fuel before combustion of the fuel in a steam generating unit.

Heat input means heat derived from combustion of fuel in a steam generating unit and does not include the heat derived from preheated combustion air, recirculated flue gases, or exhaust gases from other sources (such as stationary gas turbines, internal combustion engines, and kilns).

Heat transfer medium means any material that is used to transfer heat from one point to another point.

Maximum design heat input capacity means the ability of a steam generating unit to combust a stated maximum amount of fuel (or combination of fuels) on a steady state basis as determined by the physical design and characteristics of the steam generating unit.

Natural gas means: (1) A naturally occurring mixture of hydrocarbon and nonhydrocarbon gases found in geologic formations beneath the earth's surface, of which the principal constituent is methane; or (2) liquefied petroleum (LP) gas, as defined by the American Society for Testing and Materials in ASTM D1835 (incorporated by reference, see §60.17).

Noncontinental area means the State of Hawaii, the Virgin Islands, Guam, American Samoa, the Commonwealth of Puerto Rico, or the Northern Mariana Islands.

Oil means crude oil or petroleum, or a liquid fuel derived from crude oil or petroleum, including distillate oil and residual oil.

Potential sulfur dioxide emission rate means the theoretical SO_2emissions (nanograms per joule (ng/J) or lb/MMBtu heat input) that would result from combusting fuel in an uncleaned state and without using emission control systems.

Process heater means a device that is primarily used to heat a material to initiate or promote a chemical reaction in which the material participates as a reactant or catalyst.

Residual oil means crude oil, fuel oil that does not comply with the specifications under the definition of distillate oil, and all fuel oil numbers 4, 5, and 6, as defined by the American Society for Testing and Materials in ASTM D396 (incorporated by reference, see §60.17).

Steam generating unit means a device that combusts any fuel and produces steam or heats water or any other heat transfer medium. This term includes any duct burner that combusts fuel and is part of a combined cycle system. This term does not include process heaters as defined in this subpart.

Steam generating unit operating day means a 24-hour period between 12:00 midnight and the following midnight during which any fuel is combusted at any time in the steam generating unit. It is not necessary for fuel to be combusted continuously for the entire 24-hour period.

Wet flue gas desulfurization technology means an SO_2control system that is located between the steam generating unit and the exhaust vent or stack, and that removes sulfur oxides from the combustion gases of the steam generating unit by contacting the combustion gases with an alkaline slurry or solution and forming a liquid material. This definition includes devices where the liquid material is subsequently converted to another form. Alkaline reagents used in wet flue gas desulfurization systems include, but are not limited to, lime, limestone, and sodium compounds.

Wet scrubber system means any emission control device that mixes an aqueous stream or slurry with the exhaust gases from a steam generating unit to control emissions of PM or SO_2.

Wood means wood, wood residue, bark, or any derivative fuel or residue thereof, in any form, including but not limited to sawdust, sanderdust, wood chips, scraps, slabs, millings, shavings, and processed pellets made from wood or other forest residues.

§ 60.42c Standard for sulfur dioxide (SO_2).

(a) Except as provided in paragraphs (b), (c), and (e) of this section, on and after the date on which the performance test is completed or required to be completed under §60.8, whichever date comes first, the owner or operator of an affected facility that combusts only coal shall neither: cause to be discharged into the atmosphere from the affected facility any gases that contain SO_2in excess of 87 ng/J (0.20 lb/MMBtu) heat input or 10 percent (0.10) of the potential SO_2emission rate (90 percent reduction), nor cause to be discharged into the atmosphere from the affected facility any gases that contain SO_2in excess of 520 ng/J (1.2 lb/MMBtu) heat input. If coal is combusted with other fuels, the affected facility shall neither: cause to be discharged into the atmosphere from the affected facility any gases that contain SO_2in excess of 87 ng/J (0.20 lb/MMBtu) heat input or 10 percent (0.10) of the potential SO_2emission rate (90 percent reduction), nor cause to be discharged into the atmosphere from the affected facility any gases that contain SO_2in excess of the emission limit is determined pursuant to paragraph (e)(2) of this section.

(b) Except as provided in paragraphs (c) and (e) of this section, on and after the date on which the performance test is completed or required to be completed under §60.8, whichever date comes first, the owner or operator of an affected facility that:

(1) Combusts only coal refuse alone in a fluidized bed combustion steam generating unit shall neither:

(i) Cause to be discharged into the atmosphere from that affected facility any gases that contain SO_2in excess of 87 ng/J (0.20 lb/MMBtu) heat input or 20 percent (0.20) of the potential SO_2emission rate (80 percent reduction); nor

(ii) Cause to be discharged into the atmosphere from that affected facility any gases that contain SO_2in excess of SO_2in excess of 520 ng/J (1.2 lb/MMBtu) heat input. If coal is fired with coal refuse, the affected facility subject to paragraph (a) of this section. If oil or any other fuel (except coal) is fired with coal refuse, the affected facility is subject to the 87 ng/J (0.20 lb/MMBtu) heat input SO_2emissions limit or the 90 percent SO_2reduction requirement specified in paragraph (a) of this section and the emission limit is determined pursuant to paragraph (e)(2) of this section.

(2) Combusts only coal and that uses an emerging technology for the control of SO_2emissions shall neither:

(i) Cause to be discharged into the atmosphere from that affected facility any gases that contain SO_2in excess of 50 percent (0.50) of the potential SO_2emission rate (50 percent reduction); nor

(ii) Cause to be discharged into the atmosphere from that affected facility any gases that contain SO_2in excess of 260 ng/J (0.60 lb/MMBtu) heat input. If coal is combusted with other fuels, the affected facility is subject to the 50 percent SO_2reduction requirement specified in this paragraph and the emission limit determined pursuant to paragraph (e)(2) of this section.

(c) On and after the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that combusts coal, alone or in combination with any other fuel, and is listed in paragraphs (c)(1), (2), (3), or (4) of this section shall cause to be discharged into the atmosphere from that affected facility any gases that contain SO_2in excess of the emission limit determined pursuant to paragraph (e)(2) of this section. Percent reduction requirements are not applicable to affected facilities under paragraphs (c)(1), (2), (3), or (4).

(1) Affected facilities that have a heat input capacity of 22 MW (75 MMBtu/hr) or less.

(2) Affected facilities that have an annual capacity for coal of 55 percent (0.55) or less and are subject to a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor for coal of 55 percent (0.55) or less.

(3) Affected facilities located in a noncontinental area.

(4) Affected facilities that combust coal in a duct burner as part of a combined cycle system where 30 percent (0.30) or less of the heat entering the steam generating unit is from combustion of coal in the duct burner and 70 percent (0.70) or more of the heat entering the steam generating unit is from exhaust gases entering the duct burner.

(d) On and after the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that combusts oil shall cause to be discharged into the atmosphere from that affected facility any gases that contain SO_2in excess of 215 ng/J (0.50 lb/MMBtu) heat input; or, as an alternative, no owner or operator of an affected facility that combusts oil shall combust oil in the affected facility that contains greater than 0.5 weight percent sulfur. The percent reduction requirements are not applicable to affected facilities under this paragraph.

(e) On and after the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that combusts coal, oil, or coal and oil with any other fuel shall cause to be discharged into the atmosphere from that affected facility any gases that contain SO_2in excess of the following:

(1) The percent of potential SO_2emission rate or numerical SO_2emission rate required under paragraph (a) or (b)(2) of this section, as applicable, for any affected facility that

(i) Combusts coal in combination with any other fuel;

(ii) Has a heat input capacity greater than 22 MW (75 MMBtu/hr); and

(iii) Has an annual capacity factor for coal greater than 55 percent (0.55); and

(2) The emission limit determined according to the following formula for any affected facility that combusts coal, oil, or coal and oil with any other fuel:

$$E_s = \frac{(K_a H_a + K_b H_b + K_c H_c)}{(H_a + H_b + H_c)}$$

Where:

E_s= SO_2emission limit, expressed in ng/J or lb/MMBtu heat input;

K_a= 520 ng/J (1.2 lb/MMBtu);

K_b= 260 ng/J (0.60 lb/MMBtu);

K_c= 215 ng/J (0.50 lb/MMBtu);

H_a= Heat input from the combustion of coal, except coal combusted in an affected facility subject to paragraph (b)(2) of this section, in Joules (J) [MMBtu];

H_b= Heat input from the combustion of coal in an affected facility subject to paragraph (b)(2) of this section, in J (MMBtu); and

$H_c K_a H_b$= Heat input from the combustion of oil, in J (MMBtu).

(f) Reduction in the potential SO_2emission rate through fuel pretreatment is not credited toward the percent reduction requirement under paragraph (b)(2) of this section unless:

(1) Fuel pretreatment results in a 50 percent (0.50) or greater reduction in the potential SO_2emission rate; and

(2) Emissions from the pretreated fuel (without either combustion or post-combustion SO_2control) are equal to or less than the emission limits specified under paragraph (b)(2) of this section.

(g) Except as provided in paragraph (h) of this section, compliance with the percent reduction requirements, fuel oil sulfur limits, and emission limits of this section shall be determined on a 30-day rolling average basis.

(h) For affected facilities listed under paragraphs (h)(1), (2), or (3) of this section, compliance with the emission limits or fuel oil sulfur limits under this section may be determined based on a certification from the fuel supplier, as described under §60.48c(f), as applicable.

(1) Distillate oil-fired affected facilities with heat input capacities between 2.9 and 29 MW (10 and 100 MMBtu/hr).

(2) Residual oil-fired affected facilities with heat input capacities between 2.9 and 8.7 MW (10 and 30 MMBtu/hr).

(3) Coal-fired facilities with heat input capacities between 2.9 and 8.7 MW (10 and 30 MMBtu/hr).

(i) The SO_2emission limits, fuel oil sulfur limits, and percent reduction requirements under this section apply at all times, including periods of startup, shutdown, and malfunction.

(j) Only the heat input supplied to the affected facility from the combustion of coal and oil is counted under this section. No credit is provided for the heat input to the affected facility from wood or other fuels or for heat derived from exhaust gases from other sources, such as stationary gas turbines, internal combustion engines, and kilns.

§ 60.43c Standard for particulate matter (PM).

(a) On and after the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, that combusts coal or combusts mixtures of coal with other fuels and has a heat input capacity of 8.7 MW (30 MMBtu/hr) or greater, shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of the following emission limits:

(1) 22 ng/J (0.051 lb/MMBtu) heat input if the affected facility combusts only coal, or combusts coal with other fuels and has an annual capacity factor for the other fuels of 10 percent (0.10) or less.

(2) 43 ng/J (0.10 lb/MMBtu) heat input if the affected facility combusts coal with other fuels, has an annual capacity factor for the other fuels greater than 10 percent (0.10), and is subject to a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor greater than 10 percent (0.10) for fuels other than coal.

(b) On and after the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, that combusts wood or combusts mixtures of wood with other fuels (except coal) and has a heat input capacity of 8.7 MW (30 MMBtu/hr) or greater, shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of the following emissions limits:

(1) 43 ng/J (0.10 lb/MMBtu) heat input if the affected facility has an annual capacity factor for wood greater than 30 percent (0.30); or

(2) 130 ng/J (0.30 lb/MMBtu) heat input if the affected facility has an annual capacity factor for wood of 30 percent (0.30) or less and is subject to a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor for wood of 30 percent (0.30) or less.

(c) On and after the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that combusts coal, wood, or oil and has a heat input capacity of 8.7 MW (30 MMBtu/hr) or greater shall cause to be discharged into the atmosphere from that affected facility any gases that exhibit greater than 20 percent opacity (6-minute average), except for one 6-minute period per hour of not more than 27 percent opacity.

(d) The PM and opacity standards under this section apply at all times, except during periods of startup, shutdown, or malfunction.

(e)(1) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commences construction, reconstruction, or modification after February 28, 2005, and that combusts coal, oil, wood, a mixture of these fuels, or a mixture of these fuels with any other fuels and has a heat input capacity of 8.7 MW (30 MMBtu/hr) or greater shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 13 ng/J (0.030 lb/MMBtu) heat input, except as provided in paragraphs (e)(2), (e)(3), and (e)(4) of this section.

(2) As an alternative to meeting the requirements of paragraph (e)(1) of this section, the owner or operator of an affected facility for which modification commenced after February 28, 2005, may elect to meet the requirements of this paragraph. On and after the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commences modification after February 28, 2005 shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of both:

(i) 22 ng/J (0.051 lb/MMBtu) heat input derived from the combustion of coal, oil, wood, a mixture of these fuels, or a mixture of these fuels with any other fuels; and

(ii) 0.2 percent of the combustion concentration (99.8 percent reduction) when combusting coal, oil, wood, a mixture of these fuels, or a mixture of these fuels with any other fuels.

(3) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commences modification after February 28, 2005, and that combusts over 30 percent wood (by heat input) on an annual basis and has a heat input capacity of 8.7 MW (30 MMBtu/hr) or greater shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 43 ng/J (0.10 lb/MMBtu) heat input.

(4) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, an owner or operator of an affected facility that commences construction, reconstruction, or modification after February 28, 2005, and that combusts only oil that contains no more than 0.50 weight percent sulfur or a mixture of 0.50 weight percent sulfur oil with other fuels not subject to a PM standard under §60.43c and not using a post-combustion technology (except a wet scrubber) to reduce PM or SO_2emissions is not subject to the PM limit in this section.

§ 60.44c Compliance and performance test methods and procedures for sulfur dioxide.

(a) Except as provided in paragraphs (g) and (h) of this section and §60.8(b), performance tests required under §60.8 shall be conducted following the procedures specified in paragraphs (b), (c), (d), (e), and (f) of this section, as applicable. Section 60.8(f) does not apply to this section. The 30-day notice required in §60.8(d) applies only to the initial performance test unless otherwise specified by the Administrator.

(b) The initial performance test required under §60.8 shall be conducted over 30 consecutive operating days of the steam generating unit. Compliance with the percent reduction requirements and SO_2emission limits under §60.42c shall be determined using a 30-day average. The first operating day included in the initial

performance test shall be scheduled within 30 days after achieving the maximum production rate at which the affect facility will be operated, but not later than 180 days after the initial startup of the facility. The steam generating unit load during the 30-day period does not have to be the maximum design heat input capacity, but must be representative of future operating conditions.

(c) After the initial performance test required under paragraph (b) of this section and §60.8, compliance with the percent reduction requirements and SO_2emission limits under §60.42c is based on the average percent reduction and the average SO_2emission rates for 30 consecutive steam generating unit operating days. A separate performance test is completed at the end of each steam generating unit operating day, and a new 30-day average percent reduction and SO_2emission rate are calculated to show compliance with the standard.

(d) If only coal, only oil, or a mixture of coal and oil is combusted in an affected facility, the procedures in Method 19 of appendix A of this part are used to determine the hourly SO_2emission rate (E_{ho}) and the 30-day average SO_2emission rate (E_{ao}). The hourly averages used to compute the 30-day averages are obtained from the CEMS. Method 19 of appendix A of this part shall be used to calculate $E_{ao}$when using daily fuel sampling or Method 6B of appendix A of this part.

(e) If coal, oil, or coal and oil are combusted with other fuels:

(1) An adjusted E_{ho}(E_{ho}o) is used in Equation 19–19 of Method 19 of appendix A of this part to compute the adjusted E_{ao}(E_{ao}o). The E_{ho}o is computed using the following formula:

$$E_{ho}o = \frac{E_{ho} - E_w(1 - X_k)}{X_k}$$

Where:

E_{ho}o = Adjusted E_{ho}, ng/J (lb/MMBtu);

E_{ho}= Hourly SO_2emission rate, ng/J (lb/MMBtu);

E_w= SO_2concentration in fuels other than coal and oil combusted in the affected facility, as determined by fuel sampling and analysis procedures in Method 9 of appendix A of this part, ng/J (lb/MMBtu). The value $E_w$for each fuel lot is used for each hourly average during the time that the lot is being combusted. The owner or operator does not have to measure $E_w$if the owner or operator elects to assume E_w= 0.

X_k= Fraction of the total heat input from fuel combustion derived from coal and oil, as determined by applicable procedures in Method 19 of appendix A of this part.

(2) The owner or operator of an affected facility that qualifies under the provisions of §60.42c(c) or (d) (where percent reduction is not required) does not have to measure the parameters $E_w$or $X_k$if the owner or operator of the affected facility elects to measure emission rates of the coal or oil using the fuel sampling and analysis procedures under Method 19 of appendix A of this part.

(f) Affected facilities subject to the percent reduction requirements under §60.42c(a) or (b) shall determine compliance with the SO_2emission limits under §60.42c pursuant to paragraphs (d) or (e) of this section, and shall determine compliance with the percent reduction requirements using the following procedures:

(1) If only coal is combusted, the percent of potential SO_2emission rate is computed using the following formula:

$$\%P_s = 100\left(1 - \frac{\%R_g}{100}\right)\left(1 - \frac{\%R_f}{100}\right)$$

Where:

$\%P_s$= Potential SO_2emission rate, in percent;

$\%R_g$= SO_2removal efficiency of the control device as determined by Method 19 of appendix A of this part, in percent; and

$\%R_f$= SO_2removal efficiency of fuel pretreatment as determined by Method 19 of appendix A of this part, in percent.

(2) If coal, oil, or coal and oil are combusted with other fuels, the same procedures required in paragraph (f)(1) of this section are used, except as provided for in the following:

(i) To compute the $\%P_s$, an adjusted $\%R_g$($\%R_g$o) is computed from E_{ao}o from paragraph (e)(1) of this section and an adjusted average SO_2inlet rate (E_{ai}o) using the following formula:

$$\%R_g o = 100\left(1 - \frac{E_{ao}^{o}}{E_{ai}^{o}}\right)$$

Where:

$\%R_g$o = Adjusted $\%R_g$, in percent;

E_{ao}o = Adjusted E_{ao}, ng/J (lb/MMBtu); and

E_{ai}o = Adjusted average SO_2inlet rate, ng/J (lb/MMBtu).

(ii) To compute E_{ai}o, an adjusted hourly SO_2inlet rate (E_{hi}o) is used. The E_{hi}o is computed using the following formula:

$$E_{hi}o = \frac{E_{hi} - E_w(1 - X_k)}{X_k}$$

Where:

E_{hi}o = Adjusted E_{hi}, ng/J (lb/MMBtu);

E_{hi}= Hourly SO_2inlet rate, ng/J (lb/MMBtu);

E_w= SO_2concentration in fuels other than coal and oil combusted in the affected facility, as determined by fuel sampling and analysis procedures in Method 19 of appendix A of this part, ng/J (lb/MMBtu). The value $E_w$for each fuel lot is used for each hourly average during the time that the lot is being combusted. The owner or operator does not have to measure $E_w$if the owner or operator elects to assume E_w= 0; and

X_k= Fraction of the total heat input from fuel combustion derived from coal and oil, as determined by applicable procedures in Method 19 of appendix A of this part.

(g) For oil-fired affected facilities where the owner or operator seeks to demonstrate compliance with the fuel oil sulfur limits under §60.42c based on shipment fuel sampling, the initial performance test shall consist of sampling and analyzing the oil in the initial tank of oil to be fired in the steam generating unit to demonstrate that the oil contains 0.5 weight percent sulfur or less. Thereafter, the owner or operator of the affected facility shall sample the oil in the fuel tank after each new shipment of oil is received, as described under §60.46c(d)(2).

(h) For affected facilities subject to §60.42c(h)(1), (2), or (3) where the owner or operator seeks to demonstrate compliance with the SO_2standards based on fuel supplier certification, the performance test shall consist of the certification, the certification from the fuel supplier, as described under §60.48c(f), as applicable.

(i) The owner or operator of an affected facility seeking to demonstrate compliance with the SO_2standards under §60.42c(c)(2) shall demonstrate the maximum design heat input capacity of the steam generating unit by operating the steam generating unit at this capacity for 24 hours. This demonstration shall be made during the initial performance test, and a subsequent demonstration may be requested at any other time. If the demonstrated 24-hour average firing rate for the affected facility is less than the maximum design heat input capacity stated by the manufacturer of the affected facility, the demonstrated 24-hour average firing rate shall be used to determine the annual capacity factor for the affected facility; otherwise, the maximum design heat input capacity provided by the manufacturer shall be used.

(j) The owner or operator of an affected facility shall use all valid SO_2emissions data in calculating $\%P_s$and E_{ho}under paragraphs (d), (e), or (f) of this section, as applicable, whether or not the minimum emissions data requirements under §60.46c(f) are achieved. All valid emissions data, including valid data collected during periods of startup, shutdown, and malfunction, shall be used in calculating $\%P_s$or E_{ho}pursuant to paragraphs (d), (e), or (f) of this section, as applicable.

§ 60.45c Compliance and performance test methods and procedures for particulate matter.

(a) The owner or operator of an affected facility subject to the PM and/or opacity standards under §60.43c shall conduct an initial performance test as required under §60.8, and shall conduct subsequent performance tests as requested by the Administrator, to determine compliance with the standards using the following procedures and reference methods, except as specified in paragraph (c) of this section.

(1) Method 1 of appendix A of this part shall be used to select the sampling site and the number of traverse sampling points.

(2) Method 3 of appendix A of this part shall be used for gas analysis when applying Method 5, 5B, or 17 of appendix A of this part.

(3) Method 5, 5B, or 17 of appendix A of this part shall be used to measure the concentration of PM as follows:

(i) Method 5 of appendix A of this part may be used only at affected facilities without wet scrubber systems.

(ii) Method 17 of appendix A of this part may be used at affected facilities with or without wet scrubber systems provided the stack gas temperature does not exceed a temperature of 160 °C (320 °F). The procedures of Sections 8.1 and 11.1 of Method 5B of appendix A of this part may be used in Method 17 of appendix A of this part only if Method 17 of appendix A of this part is used in conjunction with a wet scrubber system. Method 17 of appendix A of this part shall not be used in conjunction with a wet scrubber system if the effluent is saturated or laden with water droplets.

(iii) Method 5B of appendix A of this part may be used in conjunction with a wet scrubber system.

(4) The sampling time for each run shall be at least 120 minutes and the minimum sampling volume shall be 1.7 dry standard cubic meters (dscm) [60 dry standard cubic feet (dscf)] except that smaller sampling times or volumes may be approved by the Administrator when necessitated by process variables or other factors.

(5) For Method 5 or 5B of appendix A of this part, the temperature of the sample gas in the probe and filter holder shall be monitored and maintained at 160 ±14 °C (320±25 °F).

(6) For determination of PM emissions, an oxygen (O_2) or carbon dioxide (CO_2) measurement shall be obtained simultaneously with each run of Method 5, 5B, or 17 of appendix A of this part by traversing the duct at the same sampling location.

(7) For each run using Method 5, 5B, or 17 of appendix A of this part, the emission rates expressed in ng/J (lb/MMBtu) heat input shall be determined using:

(i) The O_2or CO_2measurements and PM measurements obtained under this section, (ii) The dry basis F factor, and

(iii) The dry basis emission rate calculation procedure contained in Method 19 of appendix A of this part.

(8) Method 9 of appendix A of this part (6-minute average of 24 observations) shall be used for determining the opacity of stack emissions.

(b) The owner or operator of an affected facility seeking to demonstrate compliance with the PM standards under §60.43c(b)(2) shall demonstrate the maximum design heat input capacity of the steam generating unit by operating the steam generating unit at this capacity for 24 hours. This demonstration shall be made during the initial performance test, and a subsequent demonstration may be requested at any other time. If the demonstrated 24-hour average firing rate for the affected facility is less than the maximum design heat input capacity stated by the manufacturer of the affected facility, the demonstrated 24-hour average firing rate shall be used to determine the annual capacity factor for the affected facility; otherwise, the maximum design heat input capacity provided by the manufacturer shall be used.

(c) In place of PM testing with EPA Reference Method 5, 5B, or 17 of appendix A of this part, an owner or operator may elect to install, calibrate, maintain, and operate a CEMS for monitoring PM emissions discharged to the atmosphere and record the output of the system. The owner or operator of an affected facility who elects to continuously monitor PM emissions instead of conducting performance testing using EPA Method 5, 5B, or 17 of appendix A of this part shall install, calibrate, maintain, and operate a CEMS and shall comply with the requirements specified in paragraphs (c)(1) through (c)(13) of this section.

(1) Notify the Administrator 1 month before starting use of the system.

(2) Notify the Administrator 1 month before stopping use of the system.

(3) The monitor shall be installed, evaluated, and operated in accordance with §60.13 of subpart A of this part.

(4) The initial performance evaluation shall be completed no later than 180 days after the date of initial startup of the affected facility, as specified under §60.8 of subpart A of this part or within 180 days of notification to the Administrator of use of CEMS if the owner or operator was previously determining compliance by Method 5, 5B, or 17 of appendix A of this part performance tests, whichever is later.

(5) The owner or operator of an affected facility shall conduct an initial performance test for PM emissions as required under §60.8 of subpart A of this part. Compliance with the PM emission limit shall be determined by using the CEMS specified in paragraph (d) of this section to measure PM and calculating a 24-hour block arithmetic average emission concentration using EPA Reference Method 19 of appendix A of this part, section 4.1.

(6) Compliance with the PM emission limit shall be determined based on the 24-hour daily (block) average of the hourly arithmetic average emission concentrations using CEMS outlet data.

(7) At a minimum, valid CEMS hourly averages shall be obtained as specified in paragraph (d)(7)(i) of this section for 75 percent of the total operating hours per 30-day rolling average.

(i) At least two data points per hour shall be used to calculate each 1-hour arithmetic average.

(ii) [Reserved]

(8) The 1-hour arithmetic averages required under paragraph (d)(7) of this section shall be expressed in ng/J or lb/MMBtu heat input and shall be used to calculate the boiler operating day daily arithmetic average emission concentrations. The 1-hour arithmetic averages shall be calculated using the data points required under §60.13(e)(2) of subpart A of this part.

(9) All valid CEMS data shall be used in calculating average emission concentrations even if the minimum CEMS data requirements of paragraph (d)(7) of this section are not met.

(10) The CEMS shall be operated according to Performance Specification 11 in appendix B of this part.

(11) During the correlation testing runs of the CEMS required by Performance Specification 11 in appendix B of this part, PM and O_2(or CO_2) data shall be collected concurrently (or within a 30- to 60-minute period) by both the continuous emission monitors and the test methods specified in paragraph (d)(7)(i) of this section.

(i) For PM, EPA Reference Method 5, 5B, or 17 of appendix A of this part shall be used.

(ii) For O_2(or CO_2), EPA reference Method 3, 3A, or 3B of appendix A of this part, as applicable shall be used.

(12) Quarterly accuracy determinations and daily calibration drift tests shall be performed in accordance with procedure 2 in appendix F of this part. Relative Response Audit's must be performed annually and Response Correlation Audits must be performed every 3 years.

(13) When PM emissions data are not obtained because of CEMS breakdowns, repairs, calibration checks, and zero and span adjustments, emissions data shall be obtained by using other monitoring systems as approved by the Administrator or EPA Reference Method 19 of appendix A of this part to provide, as necessary, valid emissions data for a minimum of 75 percent of total operating hours on a 30-day rolling average.

(d) The owner or operator of an affected facility seeking to demonstrate compliance under §60.43c(e)(4) shall follow the applicable procedures under §60.48c(f). For residual oil-fired affected facilities, fuel supplier certifications are only allowed for facilities with heat input capacities between 2.9 and 8.7 MW (10 to 30 MMBtu/hr).

§ 60.46c Emission monitoring for sulfur dioxide.

(a) Except as provided in paragraphs (d) and (e) of this section, the owner or operator of an affected facility subject to the SO_2emission limits under §60.42c shall install, calibrate, maintain, and operate a CEMS for measuring SO_2concentrations and either O_2or CO_2concentrations at the outlet of the SO_2control device (or the outlet of the steam generating unit if no SO_2control device is used), and shall record the output of the system. The owner or operator of an affected facility subject to the percent reduction requirements under §60.42c shall measure SO_2concentrations and either O_2or CO_2concentrations at both the inlet and outlet of the SO_2control device.

(b) The 1-hour average SO_2emission rates measured by a CEMS shall be expressed in ng/J or lb/MMBtu heat input and shall be used to calculate the average emission rates under §60.42c. Each 1-hour average SO_2emission rate must be based on at least 30 minutes of operation, and shall be calculated using the data points required under §60.13(h)(2). Hourly SO_2emission rates are not calculated if the affected facility is operated less than 30 minutes in a 1-hour period and are not counted toward determination of a steam generating unit operating day.

(c) The procedures under §60.13 shall be followed for installation, evaluation, and operation of the CEMS.

(1) All CEMS shall be operated in accordance with the applicable procedures under Performance Specifications 1, 2, and 3 of appendix B of this part.

(2) Quarterly accuracy determinations and daily calibration drift tests shall be performed in accordance with Procedure 1 of appendix F of this part.

(3) For affected facilities subject to the percent reduction requirements under §60.42c, the span value of the SO_2CEMS at the inlet to the SO_2control device shall be 125 percent of the maximum estimated hourly potential SO_2emission rate of the fuel combusted, and the span value of the SO_2CEMS at the outlet from the SO_2control device shall be 50 percent of the maximum estimated hourly potential SO_2emission rate of the fuel combusted.

(4) For affected facilities that are not subject to the percent reduction requirements of §60.42c, the span value of the SO_2CEMS at the outlet from the SO_2control device (or outlet of the steam generating unit if no SO_2control device is used) shall be 125 percent of the maximum estimated hourly potential SO_2emission rate of the fuel combusted.

(d) As an alternative to operating a CEMS at the inlet to the SO_2control device (or outlet of the steam generating unit if no SO_2control device is used) as required under paragraph (a) of this section, an owner or operator may elect to determine the average SO_2emission rate by sampling the fuel prior to combustion. As an alternative to operating a CEMS at the outlet from the SO_2control device (or outlet of the steam generating unit if no SO_2control device is used) as required under paragraph (a) of this section, an owner or operator may elect to determine the average SO_2emission rate by using Method 6B of appendix A of this part. Fuel sampling shall be conducted pursuant to either paragraph (d)(1) or (d)(2) of this section. Method 6B of appendix A of this part shall be conducted pursuant to paragraph (d)(3) of this section.

(1) For affected facilities combusting coal or oil, coal or oil samples shall be collected daily in an as-fired condition at the inlet to the steam generating unit and analyzed for sulfur content and heat content according the Method 19 of appendix A of this part. Method 19 of appendix A of this part provides procedures for converting these measurements into the format to be used in calculating the average SO_2input rate.

(2) As an alternative fuel sampling procedure for affected facilities combusting oil, oil samples may be collected from the fuel tank for each steam generating unit immediately after the fuel tank is filled and before any oil is combusted. The owner or operator of the affected facility shall analyze the oil sample to determine the sulfur content of the oil. If a partially empty fuel tank is refilled, a new sample and analysis of the fuel in the tank would be required upon filling. Results of the fuel analysis taken after each new shipment of oil is received shall be used as the daily value when calculating the 30-day rolling average until the next shipment is received. If the fuel analysis shows that the sulfur content in the fuel tank is greater than 0.5 weight percent sulfur, the owner or operator shall ensure that the sulfur content of subsequent oil shipments is low enough to cause the 30-day rolling average sulfur content to be 0.5 weight percent sulfur or less.

(3) Method 6B of appendix A of this part may be used in lieu of CEMS to measure SO_2at the inlet or outlet of the SO_2control system. An initial stratification test is required to verify the adequacy of the Method 6B of appendix A of this part sampling location. The stratification test shall consist of three paired runs of a suitable $SO_2$and CO_2measurement train operated at the candidate location and a second similar train operated according to the procedures in §3.2 and the applicable procedures in section 7 of Performance Specification 2 of appendix B of this part. Method 6B of appendix A of this part, Method 6A of appendix A of this part, or a combination of Methods 6 and 3 of appendix A of this part or Methods 6C and 3A of appendix A of this part are suitable measurement techniques. If Method 6B of appendix A of this part is used for the second train, sampling time and timer operation may be adjusted for the stratification test as long as an adequate sample volume is collected; however, both sampling trains are to be operated similarly. For the location to be adequate for Method 6B of appendix A of this part 24-hour tests, the mean of the absolute difference between the three paired runs must be less than 10 percent (0.10).

(e) The monitoring requirements of paragraphs (a) and (d) of this section shall not apply to affected facilities subject to §60.42c(h) (1), (2), or (3) where the owner or operator of the affected facility seeks to demonstrate compliance with the SO_2standards based on fuel supplier certification, as described under §60.48c(f), as applicable.

(f) The owner or operator of an affected facility operating a CEMS pursuant to paragraph (a) of this section, or conducting as-fired fuel sampling pursuant to paragraph (d)(1) of this section, shall obtain emission data for at least 75 percent of the operating hours in at least 22 out of 30 successive steam generating unit operating days. If this minimum data requirement is not met with a single monitoring system, the owner or operator of the affected facility shall supplement the emission data with data collected with other monitoring systems as approved by the Administrator.

§ 60.47c Emission monitoring for particulate matter.

(a) Except as provided in paragraphs (c), (d), (e), and (f) of this section, the owner or operator of an affected facility combusting coal, oil, or wood that is subject to the opacity standards under §60.43c shall install, calibrate, maintain, and operate a COMS for measuring the opacity of the emissions discharged to the atmosphere and record the output of the system.

(b) All COMS for measuring opacity shall be operated in accordance with the applicable procedures under Performance Specification 1 of appendix B of this part. The span value of the opacity COMS shall be between 60 and 80 percent.

(c) Affected facilities that burn only distillate oil that contains no more than 0.5 weight percent sulfur and/or liquid or gaseous fuels with potential sulfur dioxide emission rates of 26 ng/J (0.06 lb/MMBtu) heat input or less and that do not use a post-combustion technology to reduce SO_2or PM emissions are not required to operate a CEMS for measuring opacity if they follow the applicable procedures under §60.48c(f).

(d) Owners or operators complying with the PM emission limit by using a PM CEMS monitor instead of monitoring opacity must calibrate, maintain, and operate a CEMS, and record the output of the system, for PM emissions discharged to the atmosphere as specified in §60.45c(d). The CEMS specified in paragraph §60.45c(d) shall be operated and data recorded during all periods of operation of the affected facility except for CEMS breakdowns and repairs. Data is recorded during calibration checks, and zero and span adjustments.

(e) An affected facility that does not use post-combustion technology (except a wet scrubber) for reducing PM, SO_2, or carbon monoxide (CO) emissions, burns only gaseous fuels or fuel oils that contain less than or equal to 0.5 weight percent sulfur, and is operated such that emissions of CO to the atmosphere from the affected facility are maintained at levels less than or equal to 0.15 lb/MMBtu on a boiler operating day average basis is not required to operate a COMS for measuring opacity. Owners and operators of affected facilities electing to comply with this paragraph must demonstrate compliance according to the procedures specified in paragraphs (e)(1) through (4) of this section.

(1) You must monitor CO emissions using a CEMS according to the procedures specified in paragraphs (e)(1)(i) through (iv) of this section.

(i) The CO CEMS must be installed, certified, maintained, and operated according to the provisions in §60.58b(i)(3) of subpart Eb of this part.

(ii) Each 1-hour CO emissions average is calculated using the data points generated by the CO CEMS expressed in parts per million by volume corrected to 3 percent oxygen (dry basis).

(iii) At a minimum, valid 1-hour CO emissions averages must be obtained for at least 90 percent of the operating hours on a 30-day rolling average basis. At least two data points per hour must be used to calculate each 1-hour average.

(iv) Quarterly accuracy determinations and daily calibration drift tests for the CO CEMS must be performed in accordance with procedure 1 in appendix F of this part.

(2) You must calculate the 1-hour average CO emissions levels for each steam generating unit operating day by multiplying the average hourly CO output concentration measured by the CO CEMS times the corresponding average hourly flue gas flow rate and divided by the corresponding average hourly heat input

to the affected source. The 24-hour average CO emission level is determined by calculating the arithmetic average of the hourly CO emission levels computed for each steam generating unit operating day.

(3) You must evaluate the preceding 24-hour average CO emission level each steam generating unit operating day excluding periods of affected source startup, shutdown, or malfunction. If the 24-hour average CO emission level is greater than 0.15 lb/MMBtu, you must initiate investigation of the relevant equipment and control systems within 24 hours of the first discovery of the high emission incident and, take the appropriate corrective action as soon as practicable to adjust control settings or repair equipment to reduce the 24-hour average CO emission level to 0.15 lb/MMBtu or less.

(4) You must record the CO measurements and calculations performed according to paragraph (e) of this section and any corrective actions taken. The record of corrective action taken must include the date and time during which the 24-hour average CO emission level was greater than 0.15 lb/MMBtu, and the date, time, and description of the corrective action.

(f) An affected facility that burns only gaseous fuels or fuel oils that contain less than or equal to 0.5 weight percent sulfur and operates according to a written site-specific monitoring plan approved by the appropriate delegated permitting authority is not required to operate a COMS for measuring opacity. This monitoring plan must include procedures and criteria for establishing and monitoring specific parameters for the affected facility indicative of compliance with the opacity standard.

§ 60.48c Reporting and recordkeeping requirements.

(a) The owner or operator of each affected facility shall submit notification of the date of construction or reconstruction and actual startup, as provided by §60.7 of this part. This notification shall include:

(1) The design heat input capacity of the affected facility and identification of fuels to be combusted in the affected facility.

(2) If applicable, a copy of any federally enforceable requirement that limits the annual capacity factor for any fuel or mixture of fuels under §60.42c, or §60.43c.

(3) The annual capacity factor at which the owner or operator anticipates operating the affected facility based on all fuels fired and based on each individual fuel fired.

(4) Notification if an emerging technology will be used for controlling SO_2emissions. The Administrator will examine the description of the control device and will determine whether the technology qualifies as an emerging technology. In making this determination, the Administrator may require the owner or operator of the affected facility to submit additional information concerning the control device. The affected facility is subject to the provisions of §60.42c(a) or (b)(1), unless and until this determination is made by the Administrator.

(b) The owner or operator of each affected facility subject to the SO_2emission limits of §60.42c, or the PM or opacity limits of §60.43c, shall submit to the Administrator the performance test data from the initial and any subsequent performance tests and, if applicable, the performance evaluation of the CEMS and/or COMS using the applicable performance specifications in appendix B of this part.

(c) The owner or operator of each coal-fired, oil-fired, or wood-fired affected facility subject to the opacity limits under §60.43c(c) shall submit excess emission reports for any excess emissions from the affected facility that occur during the reporting period.

(d) The owner or operator of each affected facility subject to the SO_2emission limits, fuel oil sulfur limits, or percent reduction requirements under §60.42c shall submit reports to the Administrator.

(e) The owner or operator of each affected facility subject to the SO_2emission limits, fuel oil sulfur limits, or percent reduction requirements under §60.42c shall keep records and submit reports as required under paragraph (d) of this section, including the following information, as applicable.

(1) Calendar dates covered in the reporting period.

(2) Each 30-day average SO_2emission rate (ng/J or lb/MMBtu), or 30-day average sulfur content (weight percent), calculated during the reporting period, ending with the last 30-day period; reasons for any noncompliance with the emission standards; and a description of corrective actions taken.

(3) Each 30-day average percent of potential SO_2emission rate calculated during the reporting period, ending with the last 30-day period; reasons for any noncompliance with the emission standards; and a description of the corrective actions taken.

(4) Identification of any steam generating unit operating days for which SO_2or diluent (O_2or CO_2) data have not been obtained by an approved method for at least 75 percent of the operating hours; justification for not obtaining sufficient data; and a description of corrective actions taken.

(5) Identification of any times when emissions data have been excluded from the calculation of average emission rates; justification for excluding data; and a description of corrective actions taken if data have been excluded for periods other than those during which coal or oil were not combusted in the steam generating unit.

(6) Identification of the F factor used in calculations, method of determination, and type of fuel combusted.

(7) Identification of whether averages have been obtained based on CEMS rather than manual sampling methods.

(8) If a CEMS is used, identification of any times when the pollutant concentration exceeded the full span of the CEMS.

(9) If a CEMS is used, description of any modifications to the CEMS that could affect the ability of the CEMS to comply with Performance Specifications 2 or 3 of appendix B of this part.

(10) If a CEMS is used, results of daily CEMS drift tests and quarterly accuracy assessments as required under appendix F, Procedure 1 of this part.

(11) If fuel supplier certification is used to demonstrate compliance, records of fuel supplier certification is used to demonstrate compliance, records of fuel supplier certification as described under paragraph (f)(1), (2), (3), or (4) of this section, as applicable. In addition to records of fuel supplier certifications, the report shall include a certified statement signed by the owner or operator of the affected facility that the records of fuel supplier certifications submitted represent all of the fuel combusted during the reporting period.

(f) Fuel supplier certification shall include the following information:

(1) For distillate oil:

(i) The name of the oil supplier;

(ii) A statement from the oil supplier that the oil complies with the specifications under the definition of distillate oil in §60.41c; and

(iii) The sulfur content of the oil.

(2) For residual oil:

(i) The name of the oil supplier;

(ii) The location of the oil when the sample was drawn for analysis to determine the sulfur content of the oil, specifically including whether the oil was sampled as delivered to the affected facility, or whether the sample was drawn from oil in storage at the oil supplier's or oil refiner's facility, or other location;

(iii) The sulfur content of the oil from which the shipment came (or of the shipment itself); and

(iv) The method used to determine the sulfur content of the oil.

(3) For coal:

(i) The name of the coal supplier;

(ii) The location of the coal when the sample was collected for analysis to determine the properties of the coal, specifically including whether the coal was sampled as delivered to the affected facility or whether the sample was collected from coal in storage at the mine, at a coal preparation plant, at a coal supplier's facility, or at another location. The certification shall include the name of the coal mine (and coal seam), coal storage facility, or coal preparation plant (where the sample was collected);

(iii) The results of the analysis of the coal from which the shipment came (or of the shipment itself) including the sulfur content, moisture content, ash content, and heat content; and

(iv) The methods used to determine the properties of the coal.

(4) For other fuels:

(i) The name of the supplier of the fuel;

(ii) The potential sulfur emissions rate of the fuel in ng/J heat input; and

(iii) The method used to determine the potential sulfur emissions rate of the fuel.

(g)(1) Except as provided under paragraphs (g)(2) and (g)(3) of this section, the owner or operator of each affected facility shall record and maintain records of the amount of each fuel combusted during each operating day.

(2) As an alternative to meeting the requirements of paragraph (g)(1) of this section, the owner or operator of an affected facility that combusts only natural gas, wood, fuels using fuel certification in §60.48c(f) to demonstrate compliance with the SO_2standard, fuels not subject to an emissions standard (excluding opacity), or a mixture of these fuels may elect to record and maintain records of the amount of each fuel combusted during each calendar month.

(3) As an alternative to meeting the requirements of paragraph (g)(1) of this section, the owner or operator of an affected facility or multiple affected facilities located on a contiguous property unit where the only fuels combusted in any steam generating unit (including steam generating units not subject to this subpart) at that property are natural gas, wood, distillate oil meeting the most current requirements in §60.42C to use fuel certification to demonstrate compliance with the SO_2standard, and/or fuels, excluding coal and residual oil, not subject to an emissions standard (excluding opacity) may elect to record and maintain records of the total amount of each steam generating unit fuel delivered to that property during each calendar month.

(h) The owner or operator of each affected facility subject to a federally enforceable requirement limiting the annual capacity factor for any fuel or mixture of fuels under §60.42c or §60.43c shall calculate the annual capacity factor individually for each fuel combusted. The annual capacity factor is determined on a 12-month rolling average basis with a new annual capacity factor calculated at the end of the calendar month.

(i) All records required under this section shall be maintained by the owner or operator of the affected facility for a period of two years following the date of such record.

(j) The reporting period for the reports required under this subpart is each six-month period. All reports shall be submitted to the Administrator and shall be postmarked by the 30th day following the end of the reporting period.

Appendix D

Title 40: Protection of Environment
PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

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Subpart AAa—Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 17, 1983

Source: 49 FR 43845, Oct. 31, 1984, unless otherwise noted.

§ 60.270a Applicability and designation of affected facility.

(a) The provisions of this subpart are applicable to the following affected facilities in steel plants that produce carbon, alloy, or specialty steels: electric arc furnaces, argon-oxygen decarburization vessels, and dust-handling systems.

(b) The provisions of this subpart apply to each affected facility identified in paragraph (a) of this section that commences construction, modification, or reconstruction after August 17, 1983.

§ 60.271a Definitions.

As used in this subpart, all terms not defined herein shall have the meaning given them in the Act and in subpart A of this part.

Argon-oxygen decarburization vessel (AOD vessel) means any closed-bottom, refractory-lined converter vessel with submerged tuyeres through which gaseous mixtures containing argon and oxygen or nitrogen may be blown into molten steel for further refining.

Bag leak detection system means a system that is capable of continuously monitoring relative particulate matter (dust) loadings in the exhaust of a baghouse to detect bag leaks and other conditions that result in increases in particulate loadings. A bag leak detection system includes, but is not limited to, an instrument that operates on triboelectric, electrodynamic, light scattering, light transmittance, or other effect to continuously monitor relative particulate matter loadings.

Capture system means the equipment (including ducts, hoods, fans, dampers, etc.) used to capture or transport particulate matter generated by an electric arc furnace or AOD vessel to the air pollution control device.

Charge means the addition of iron and steel scrap or other materials into the top of an electric arc furnace or the addition of molten steel or other materials into the top of an AOD vessel.

Control device means the air pollution control equipment used to remove particulate matter from the effluent gas stream generated by an electric arc furnace or AOD vessel.

Direct-shell evacuation control system (DEC system) means a system that maintains a negative pressure within the electric arc furnace above the slag or metal and ducts emissions to the control device.

Dust-handling system means equipment used to handle particulate matter collected by the control device for an electric arc furnace or AOD vessel subject to this subpart. For the purposes of this

subpart, the dust-handling system shall consist of the control device dust hoppers, the dust-conveying equipment, any central dust storage equipment, the dust-treating equipment (e.g., pug mill, pelletizer), dust transfer equipment (from storage to truck), and any secondary control devices used with the dust transfer equipment.

Electric arc furnace (EAF) means a furnace that produces molten steel and heats the charge materials with electric arcs from carbon electrodes. For the purposes of this subpart, an EAF shall consist of the furnace shell and roof and the transformer. Furnaces that continuously feed direct-reduced iron ore pellets as the primary source of iron are not affected facilities within the scope of this definition.

Heat cycle means the period beginning when scrap is charged to an empty EAF and ending when the EAF tap is completed or beginning when molten steel is charged to an empty AOD vessel and ending when the AOD vessel tap is completed.

Meltdown and refining period means the time period commencing at the termination of the initial charging period and ending at the initiation of the tapping period, excluding any intermediate charging periods and times when power to the EAF is off.

Melting means that phase of steel production cycle during which the iron and steel scrap is heated to the molten state.

Negative-pressure fabric filter means a fabric filter with the fans on the downstream side of the filter bags.

Positive-pressure fabric filter means a fabric filter with the fans on the upstream side of the filter bags.

Refining means that phase of the steel production cycle during which undesirable elements are removed from the molten steel and alloys are added to reach the final metal chemistry.

Shop means the building which houses one or more EAF's or AOD vessels.

Shop opacity means the arithmetic average of 24 observations of the opacity of emissions from the shop taken in accordance with Method 9 of appendix A of this part.

Tap means the pouring of molten steel from an EAF or AOD vessel.

Tapping period means the time period commencing at the moment an EAF begins to pour molten steel and ending either three minutes after steel ceases to flow from an EAF, or six minutes after steel begins to flow, whichever is longer.

[49 FR 43845, Oct. 31, 1984, as amended at 64 FR 10110, Mar. 2, 1999; 70 FR 8532, Feb. 22, 2005]

§ 60.272a Standard for particulate matter.

(a) On and after the date of which the performance test required to be conducted by §60.8 is completed, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from an EAF or an AOD vessel any gases which:

(1) Exit from a control device and contain particulate matter in excess of 12 mg/dscm (0.0052 gr/dscf);

(2) Exit from a control device and exhibit 3 percent opacity or greater; and

(3) Exit from a shop and, due solely to the operations of any affected EAF(s) or AOD vessel(s), exhibit 6 percent opacity or greater.

(b) On and after the date on which the performance test required to be conducted by §60.8 is completed, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from the dust-handling system any gases that exhibit 10 percent opacity or greater.

§ 60.273a Emission monitoring.

(a) Except as provided under paragraphs (b) and (c) of this section, a continuous monitoring system for the measurement of the opacity of emissions discharged into the atmosphere from the control device(s) shall be installed, calibrated, maintained, and operated by the owner or operator subject to the provisions of this subpart.

(b) No continuous monitoring system shall be required on any control device serving the dust-handling system.

(c) A continuous monitoring system for the measurement of the opacity of emissions discharged into the atmosphere from the control device(s) is not required on any modular, multi-stack, negative-pressure or positive-pressure fabric filter if observations of the opacity of the visible emissions from the control device are performed by a certified visible emission observer; or on any single-stack fabric filter if visible emissions from the control device are performed by a certified visible emission observer and the owner installs and continuously operates a bag leak detection system according to paragraph (e) of this section. Visible emission observations shall be conducted at least once per day for at least three 6-minute periods when the furnace is operating in the melting and refining period. All visible emissions observations shall be conducted in accordance with Method 9. If visible emissions occur from more than one point, the opacity shall be recorded for any points where visible emissions are observed. Where it is possible to determine that a number of visible emission sites relate to only one incident of the visible emission, only one set of three 6-minute observations will be required. In that case, the Method 9 observations must be made for the site of highest opacity that directly relates to the cause (or location) of visible emissions observed during a single incident. Records shall be maintained of any 6-minute average that is in excess of the emission limit specified in §60.272a(a).

(d) A furnace static pressure monitoring device is not required on any EAF equipped with a DEC system if observations of shop opacity are performed by a certified visible emission observer as follows: Shop opacity observations shall be conducted at least once per day when the furnace is operating in the meltdown and refining period. Shop opacity shall be determined as the arithmetic average of 24 consecutive 15-second opacity observations of emissions from the shop taken in accordance with Method 9. Shop opacity shall be recorded for any point(s) where visible emissions are observed. Where it is possible to determine that a number of visible emission sites relate to only one incident of visible emissions, only one observation of shop opacity will be required. In this case, the shop opacity observations must be made for the site of highest opacity that directly relates to the cause (or location) of visible emissions observed during a single incident.

(e) A bag leak detection system must be installed and continuously operated on all single-stack fabric filters if the owner or operator elects not to install and operate a continuous opacity monitoring system as provided for under paragraph (c) of this section. In addition, the owner or operator shall meet the visible emissions observation requirements in paragraph (c) of this

section. The bag leak detection system must meet the specifications and requirements of paragraphs (e)(1) through (8) of this section.

(1) The bag leak detection system must be certified by the manufacturer to be capable of detecting particulate matter emissions at concentrations of 1 milligram per actual cubic meter (0.00044 grains per actual cubic foot) or less.

(2) The bag leak detection system sensor must provide output of relative particulate matter loadings and the owner or operator shall continuously record the output from the bag leak detection system using electronic or other means (*e.g.,* using a strip chart recorder or a data logger.)

(3) The bag leak detection system must be equipped with an alarm system that will sound when an increase in relative particulate loading is detected over the alarm set point established according to paragraph (e)(4) of this section, and the alarm must be located such that it can be heard by the appropriate plant personnel.

(4) For each bag leak detection system required by paragraph (e) of this section, the owner or operator shall develop and submit to the Administrator or delegated authority, for approval, a site-specific monitoring plan that addresses the items identified in paragraphs (i) through (v) of this paragraph (e)(4). For each bag leak detection system that operates based on the triboelectric effect, the monitoring plan shall be consistent with the recommendations contained in the U.S. Environmental Protection Agency guidance document “Fabric Filter Bag Leak Detection Guidance” (EPA–454/R–98–015). The owner or operator shall operate and maintain the bag leak detection system according to the site-specific monitoring plan at all times. The plan shall describe the following:

(i) Installation of the bag leak detection system;

(ii) Initial and periodic adjustment of the bag leak detection system including how the alarm set-point will be established;

(iii) Operation of the bag leak detection system including quality assurance procedures;

(iv) How the bag leak detection system will be maintained including a routine maintenance schedule and spare parts inventory list; and

(v) How the bag leak detection system output shall be recorded and stored.

(5) The initial adjustment of the system shall, at a minimum, consist of establishing the baseline output by adjusting the sensitivity (range) and the averaging period of the device, and establishing the alarm set points and the alarm delay time (if applicable).

(6) Following initial adjustment, the owner or operator shall not adjust the averaging period, alarm set point, or alarm delay time without approval from the Administrator or delegated authority except as provided for in paragraphs (e)(6)(i) and (ii) of this section.

(i) Once per quarter, the owner or operator may adjust the sensitivity of the bag leak detection system to account for seasonal effects including temperature and humidity according to the procedures identified in the site-specific monitoring plan required under paragraphs (e)(4) of this section.

(ii) If opacities greater than zero percent are observed over four consecutive 15-second observations during the daily opacity observations required under paragraph (c) of this section and the alarm on the bag leak detection system does not sound, the owner or operator shall lower the alarm set point on the bag leak detection system to a point where the alarm would have sounded during the period when the opacity observations were made.

(7) For negative pressure, induced air baghouses, and positive pressure baghouses that are discharged to the atmosphere through a stack, the bag leak detection sensor must be installed downstream of the baghouse and upstream of any wet scrubber.

(8) Where multiple detectors are required, the system's instrumentation and alarm may be shared among detectors.

(f) For each bag leak detection system installed according to paragraph (e) of this section, the owner or operator shall initiate procedures to determine the cause of all alarms within 1 hour of an alarm. Except as provided for under paragraph (g) of this section, the cause of the alarm must be alleviated within 3 hours of the time the alarm occurred by taking whatever corrective action(s) are necessary. Corrective actions may include, but are not limited to, the following:

(1) Inspecting the baghouse for air leaks, torn or broken bags or filter media, or any other condition that may cause an increase in particulate emissions;

(2) Sealing off defective bags or filter media;

(3) Replacing defective bags or filter media or otherwise repairing the control device;

(4) Sealing off a defective baghouse compartment;

(5) Cleaning the bag leak detection system probe or otherwise repairing the bag leak detection system; and

(6) Shutting down the process producing the particulate emissions.

(g) In approving the site-specific monitoring plan required in paragraph (e)(4) of this section, the Administrator or delegated authority may allow owners or operators more than 3 hours to alleviate specific conditions that cause an alarm if the owner or operator identifies the condition that could lead to an alarm in the monitoring plan, adequately explains why it is not feasible to alleviate the condition within 3 hours of the time the alarm occurred, and demonstrates that the requested additional time will ensure alleviation of the condition as expeditiously as practicable.

[49 FR 43845, Oct. 31, 1984, as amended at 54 FR 6672, Feb. 14, 1989; 64 FR 10111, Mar. 2, 1999; 70 FR 8532, Feb. 22, 2005]

§ 60.274a Monitoring of operations.

(a) The owner or operator subject to the provisions of this subpart shall maintain records of the following information:

(1) All data obtained under paragraph (b) of this section; and

(2) All monthly operational status inspections performed under paragraph (c) of this section.

(b) Except as provided under paragraph (e) of this section, the owner or operator subject to the provisions of this subpart shall check and record on a once-per-shift basis the furnace static pressure (if DEC system is in use, and a furnace static pressure gauge is installed according to paragraph (f) of this section) and either: check and record the control system fan motor amperes and damper position on a once-per-shift basis; install, calibrate, and maintain a monitoring device that continuously records the volumetric flow rate through each separately ducted hood; or install, calibrate, and maintain a monitoring device that continuously records the volumetric flow rate at the control device inlet and check and record damper positions on a once-per-shift basis. The monitoring device(s) may be installed in any appropriate location in the exhaust duct such that reproducible flow rate monitoring will result. The flow rate monitoring device(s) shall have an accuracy of ±10 percent over its normal operating range and shall be calibrated according to the manufacturer's instructions. The Administrator may require the owner or operator to demonstrate the accuracy of the monitoring device(s) relative to Methods 1 and 2 of appendix A of this part.

(c) When the owner or operator of an affected facility is required to demonstrate compliance with the standards under §60.272a(a)(3) and at any other time that the Administrator may require (under section 114 of the CAA, as amended) either: the control system fan motor amperes and all damper positions, the volumetric flow rate through each separately ducted hood, or the volumetric flow rate at the control device inlet and all damper positions shall be determined during all periods in which a hood is operated for the purpose of capturing emissions from the affected facility subject to paragraph (b) of this section. The owner or operator may petition the Administrator for reestablishment of these parameters whenever the owner or operator can demonstrate to the Administrator's satisfaction that the affected facility operating conditions upon which the parameters were previously established are no longer applicable. The values of these parameters as determined during the most recent demonstration of compliance shall be maintained at the appropriate level for each applicable period. Operation at other than baseline values may be subject to the requirements of §60.276a(c).

(d) Except as provided under paragraph (e) of this section, the owner or operator shall perform monthly operational status inspections of the equipment that is important to the performance of the total capture system (*i.e.* , pressure sensors, dampers, and damper switches). This inspection shall include observations of the physical appearance of the equipment (e.g., presence of holes in ductwork or hoods, flow constrictions caused by dents or accumulated dust in ductwork, and fan erosion). Any deficiencies shall be noted and proper maintenance performed.

(e) The owner or operator may petition the Administrator to approve any alternative to either the monitoring requirements specified in paragraph (b) of this section or the monthly operational status inspections specified in paragraph (d) of this section if the alternative will provide a continuous record of operation of each emission capture system.

(f) Except as provided for under §60.273a(d), if emissions during any phase of the heat time are controlled by the use of a DEC system, the owner or operator shall install, calibrate, and maintain a monitoring device that allows the pressure in the free space inside the EAF to be monitored. The pressure shall be recorded as 15-minute integrated averages. The monitoring device may be installed in any appropriate location in the EAF or DEC duct prior to the introduction of ambient air such that reproducible results will be obtained. The pressure monitoring device shall have an accuracy of ±5 mm of water gauge over its normal operating range and shall be calibrated according to the manufacturer's instructions.

(g) Except as provided for under §60.273a(d), when the owner or operator of an EAF controlled by a DEC is required to demonstrate compliance with the standard under §60.272a(a)(3), and at any other time the Administrator may require (under section 114 of the Clean Air Act, as amended), the pressure in the free space inside the furnace shall be determined during the meltdown and refining period(s) using the monitoring device required under paragraph (f) of this section. The owner or operator may petition the Administrator for reestablishment of the pressure

whenever the owner or operator can demonstrate to the Administrator's satisfaction that the EAF operating conditions upon which the pressures were previously established are no longer applicable. The pressure determined during the most recent demonstration of compliance shall be maintained at all times when the EAF is operating in a meltdown and refining period. Operation at higher pressures may be considered by the Administrator to be unacceptable operation and maintenance of the affected facility.

(h) During any performance test required under §60.8, and for any report thereof required by §60.276a(f) of this subpart, or to determine compliance with §60.272a(a)(3) of this subpart, the owner or operator shall monitor the following information for all heats covered by the test:

(1) Charge weights and materials, and tap weights and materials;

(2) Heat times, including start and stop times, and a log of process operation, including periods of no operation during testing and the pressure inside an EAF when direct-shell evacuation control systems are used;

(3) Control device operation log; and

(4) Continuous opacity monitor or Method 9 data.

[49 FR 43845, Oct. 31, 1984, as amended at 64 FR 10111, Mar. 2, 1999; 65 FR 61758, Oct. 17, 2000; 70 FR 8533, Feb. 22, 2005]

§ 60.275a Test methods and procedures.

(a) During performance tests required in §60.8, the owner or operator shall not add gaseous diluents to the effluent gas stream after the fabric in any pressurized fabric filter collector, unless the amount of dilution is separately determined and considered in the determination of emissions.

(b) When emissions from any EAF(s) or AOD vessel(s) are combined with emissions from facilities not subject to the provisions of this subpart but controlled by a common capture system and control device, the owner or operator shall use either or both of the following procedures during a performance test (see also §60.276a(e)):

(1) Determine compliance using the combined emissions.

(2) Use a method that is acceptable to the Administrator and that compensates for the emissions from the facilities not subject to the provisions of this subpart.

(c) When emission from any EAF(s) or AOD vessel(s) are combined with emissions from facilities not subject to the provisions of this subpart, the owner or operator shall demonstrate compliance with §60.272(a)(3) based on emissions from only the affected facility(ies).

(d) In conducting the performance tests required in §60.8, the owner or operator shall use as reference methods and procedures the test methods in appendix A of this part or other methods and procedures as specified in this section, except as provided in §60.8(b).

(e) The owner or operator shall determine compliance with the particulate matter standards in §60.272a as follows:

(1) Method 5 shall be used for negative-pressure fabric filters and other types of control devices and Method 5D shall be used for positive-pressure fabric filters to determine the particulate

matter concentration and volumetric flow rate of the effluent gas. The sampling time and sample volume for each run shall be at least 4 hours and 4.50 dscm (160 dscf) and, when a single EAF or AOD vessel is sampled, the sampling time shall include an integral number of heats.

(2) When more than one control device serves the EAF(s) being tested, the concentration of particulate matter shall be determined using the following equation:

$$c_{st} = \left[\sum_{i=1}^{n} \left(c_{si} \, Q_{sdi} \right) \right] \sum_{i=1}^{n} Q_{sdi}$$

where:

c_{st}=average concentration of particulate matter, mg/dscm (gr/dscf).

c_{si}=concentration of particulate matter from control device “i”, mg/dscm (gr/dscf).

n=total number of control devices tested.

Q_{sdi}=volumetric flow rate of stack gas from control device “i”, dscm/hr (dscf/hr).

(3) Method 9 and the procedures of §60.11 shall be used to determine opacity.

(4) To demonstrate compliance with §60.272a(a) (1), (2), and (3), the Method 9 test runs shall be conducted concurrently with the particulate matter test runs, unless inclement weather interferes.

(f) To comply with §60.274a (c), (f), (g), and (h), the owner or operator shall obtain the information required in these paragraphs during the particulate matter runs.

(g) Any control device subject to the provisions of the subpart shall be designed and constructed to allow measurement of emissions using applicable test methods and procedures.

(h) Where emissions from any EAF(s) or AOD vessel(s) are combined with emissions from facilities not subject to the provisions of this subpart but controlled by a common capture system and control device, the owner or operator may use any of the following procedures during a performance test:

(1) Base compliance on control of the combined emissions;

(2) Utilize a method acceptable to the Administrator that compensates for the emissions from the facilities not subject to the provisions of this subpart, or;

(3) Any combination of the criteria of paragraphs (h)(1) and (h)(2) of this section.

(i) Where emissions from any EAF(s) or AOD vessel(s) are combined with emissions from facilities not subject to the provisions of this subpart, determinations of compliance with §60.272a(a)(3) will only be based upon emissions originating from the affected facility(ies).

(j) Unless the presence of inclement weather makes concurrent testing infeasible, the owner or operator shall conduct concurrently the performance tests required under §60.8 to demonstrate compliance with §60.272a(a) (1), (2), and (3) of this subpart.

[49 FR 43845, Oct. 31, 1984, as amended at 54 FR 6673, Feb. 14, 1989; 54 FR 21344, May 17, 1989; 65 FR 61758, Oct. 17, 2000]

§ 60.276a Recordkeeping and reporting requirements.

(a) Records of the measurements required in §60.274a must be retained for at least 2 years following the date of the measurement.

(b) Each owner or operator shall submit a written report of exceedances of the control device opacity to the Administrator semi-annually. For the purposes of these reports, exceedances are defined as all 6-minute periods during which the average opacity is 3 percent or greater.

(c) Operation at a furnace static pressure that exceeds the value established under §60.274a(g) and either operation of control system fan motor amperes at values exceeding ±15 percent of the value established under §60.274a(c) or operation at flow rates lower than those established under §60.274a(c) may be considered by the Administrator to be unacceptable operation and maintenance of the affected facility. Operation at such values shall be reported to the Administrator semiannually.

(d) The requirements of this section remain in force until and unless EPA, in delegating enforcement authority to a State under section 111(c) of the Act, approves reporting requirements or an alternative means of compliance surveillance adopted by such State. In that event, affected sources within the State will be relieved of the obligation to comply with this section, provided that they comply with the requirements established by the State.

(e) When the owner or operator of an EAF or AOD is required to demonstrate compliance with the standard under §60.275 (b)(2) or a combination of (b)(1) and (b)(2) the owner or operator shall obtain approval from the Administrator of the procedure(s) that will be used to determine compliance. Notification of the procedure(s) to be used must be postmarked at least 30 days prior to the performance test.

(f) For the purpose of this subpart, the owner or operator shall conduct the demonstration of compliance with §60.272a(a) of this subpart and furnish the Administrator a written report of the results of the test. This report shall include the following information:

(1) Facility name and address;

(2) Plant representative;

(3) Make and model of process, control device, and continuous monitoring equipment;

(4) Flow diagram of process and emission capture equipment including other equipment or process(es) ducted to the same control device;

(5) Rated (design) capacity of process equipment;

(6) Those data required under §60.274a(h) of this subpart;

(i) List of charge and tap weights and materials;

(ii) Heat times and process log;

(iii) Control device operation log; and

(iv) Continuous opacity monitor or Method 9 data.

(7) Test dates and test times;

(8) Test company;

(9) Test company representative;

(10) Test observers from outside agency;

(11) Description of test methodology used, including any deviation from standard reference methods;

(12) Schematic of sampling location;

(13) Number of sampling points;

(14) Description of sampling equipment;

(15) Listing of sampling equipment calibrations and procedures;

(16) Field and laboratory data sheets;

(17) Description of sample recovery procedures;

(18) Sampling equipment leak check results;

(19) Description of quality assurance procedures;

(20) Description of analytical procedures;

(21) Notation of sample blank corrections; and

(22) Sample emission calculations.

(g) The owner or operator shall maintain records of all shop opacity observations made in accordance with §60.273a(d). All shop opacity observations in excess of the emission limit specified in §60.272a(a)(3) of this subpart shall indicate a period of excess emission, and shall be reported to the administrator semi-annually, according to §60.7(c).

(h) The owner or operator shall maintain the following records for each bag leak detection system required under §60.273a(e):

(1) Records of the bag leak detection system output;

(2) Records of bag leak detection system adjustments, including the date and time of the adjustment, the initial bag leak detection system settings, and the final bag leak detection system settings; and

(3) An identification of the date and time of all bag leak detection system alarms, the time that procedures to determine the cause of the alarm were initiated, if procedures were initiated within 1 hour of the alarm, the cause of the alarm, an explanation of the actions taken, the date and time the cause of the alarm was alleviated, and if the alarm was alleviated within 3 hours of the alarm.

[49 FR 43845, Oct. 31, 1984, as amended at 54 FR 6673, Feb. 14, 1989; 64 FR 10111, Mar. 2, 1999; 65 FR 61758, Oct. 17, 2000; 70 FR 8533, Feb. 22, 2005]

Appendix E

Title 40: Protection of Environment

PART 63—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS FOR SOURCE CATEGORIES

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Subpart CCC—National Emission Standards for Hazardous Air Pollutants for Steel Pickling—HCl Process Facilities and Hydrochloric Acid Regeneration Plants

Source: 64 FR 33218, June 22, 1999, unless otherwise noted.

§ 63.1155 Applicability.

(a) The provisions of this subpart apply to the following facilities and plants that are major sources for hazardous air pollutants (HAP) or are parts of facilities that are major sources for HAP:

(1) All new and existing steel pickling facilities that pickle carbon steel using hydrochloric acid solution that contains 6 percent or more by weight HCl and is at a temperature of 100 °F or higher; and

(2) All new and existing hydrochloric acid regeneration plants.

(3) The provisions of this subpart do not apply to facilities that pickle carbon steel without using hydrochloric acid, to facilities that pickle only specialty steel, or to acid regeneration plants that regenerate only acids other than hydrochloric acid.

(b) For the purposes of implementing this subpart, the affected sources at a facility or plant subject to this subpart are as follows: Continuous and batch pickling lines, hydrochloric acid regeneration plants, and hydrochloric acid storage vessels.

(c) Table 1 to this subpart specifies the provisions of this part 63, subpart A that apply and those that do not apply to owners and operators of steel pickling facilities and hydrochloric acid regeneration plants subject to this subpart.

§ 63.1156 Definitions.

Terms used in this subpart are defined in the Clean Air Act, in subpart A of this part, or in this section as follows:

Batch pickling line means the collection of equipment and tanks configured for pickling metal in any form but usually in discrete shapes where the material is lowered in batches into a bath of acid solution, allowed to remain until the scale is dissolved, then removed from the solution, drained, and rinsed by spraying or immersion in one or more rinse tanks to remove residual acid.

Carbon steel means steel that contains approximately 2 percent or less carbon, 1.65 percent or less manganese, 0.6 percent or less silicon, and 0.6 percent or less copper.

Closed-vent system means a system that is not open to the atmosphere and that is composed of piping, ductwork, connections, and, if necessary, flow-inducing devices that transport emissions from a process unit or piece of equipment (e.g., pumps, pressure relief devices, sampling connections, open-ended valves or

lines, connectors, and instrumentation systems) back into a closed system or into any device that is capable of reducing or collecting emissions.

Continuous pickling line means the collection of equipment and tanks configured for pickling metal strip, rod, wire, tube, or pipe that is passed through an acid solution in a continuous or nearly continuous manner and rinsed in another tank or series of tanks to remove residual acid. This definition includes continuous spray towers.

Hydrochloric acid regeneration plant means the collection of equipment and processes configured to reconstitute fresh hydrochloric acid pickling solution from spent pickle liquor using a thermal treatment process.

Hydrochloric acid regeneration plant production mode means operation under conditions that result in production of usable regenerated acid or iron oxide.

Hydrochloric acid storage vessel means a stationary vessel used for the bulk containment of virgin or regenerated hydrochloric acid.

Responsible maintenance official means a person designated by the owner or operator as having the knowledge and the authority to sign records and reports required under this rule.

Specialty steel means a category of steel that includes silicon electrical, alloy, tool, and stainless steels.

Spray tower means an enclosed vertical tower in which acid pickling solution is sprayed onto moving steel strip in multiple vertical passes.

Steel pickling means the chemical removal of iron oxide mill scale that is formed on steel surfaces during hot rolling or hot forming of semi-finished steel products through contact with an aqueous solution of acid where such contact occurs prior to shaping or coating of the finished steel product. This definition does not include removal of light rust or scale from finished steel products or activation of the metal surface prior to plating or coating.

Steel pickling facility means any facility that operates one or more batch or continuous steel pickling lines.

§ 63.1157 Emission standards for existing sources.

(a) *Pickling lines.* No owner or operator of an existing affected continuous or batch pickling line at a steel pickling facility shall cause or allow to be discharged into the atmosphere from the affected pickling line:

(1) Any gases that contain HCl in a concentration in excess of 18 parts per million by volume (ppmv); or

(2) HCl at a mass emission rate that corresponds to a collection efficiency of less than 97 percent.

(b) *Hydrochloric acid regeneration plants.* (1) No owner or operator of an existing affected plant shall cause or allow to be discharged into the atmosphere from the affected plant any gases that contain HCl in a concentration greater than 25 ppmv.

(2) In addition to the requirement of paragraph (b)(1) of this section, no owner or operator of an existing affected plant shall cause or allow to be discharged into the atmosphere from the affected plant any gases that contain chlorine (Cl_2) in a concentration in excess of either 6 ppmv or an alternative source-specific maximum concentration. The source-specific maximum concentration standard shall be established according to §63.1161(c)(2) of this subpart.

§ 63.1158 Emission standards for new or reconstructed sources.

(a) *Pickling lines* —(1) *Continuous pickling lines.* No owner or operator of a new or reconstructed affected continuous pickling line at a steel pickling facility shall cause or allow to be discharged into the atmosphere from the affected pickling line:

(i) Any gases that contain HCl in a concentration in excess of 6 ppmv; or

(ii) HCl at a mass emission rate that corresponds to a collection efficiency of less than 99 percent.

(2) *Batch pickling lines.* No owner or operator of a new or reconstructed affected batch pickling line at a steel pickling facility shall cause or allow to be discharged into the atmosphere from the affected pickling line:

(i) Any gases that contain HCl in a concentration in excess of 18 ppmv; or

(ii) HCl at a mass emission rate that corresponds to a collection efficiency of less than 97 percent.

(b) *Hydrochloric acid regeneration plants.* (1) No owner or operator of a new or reconstructed affected plant shall cause or allow to be discharged into the atmosphere from the affected plant any gases that contain HCl in a concentration greater than 12 ppmv.

(2) In addition to the requirement of paragraph (b)(1) of this section, no owner or operator of a new or reconstructed affected plant shall cause or allow to be discharged into the atmosphere from the affected plant any gases that contain Cl_2in a concentration in excess of 6 ppmv.

§ 63.1159 Operational and equipment standards for existing, new, or reconstructed sources.

(a) *Hydrochloric acid regeneration plant.* The owner or operator of an affected plant must operate the affected plant at all times while in production mode in a manner that minimizes the proportion of excess air fed to the process and maximizes the process offgas temperature consistent with producing usable regenerated acid or iron oxide.

(b) *Hydrochloric acid storage vessels.* The owner or operator of an affected vessel shall provide and operate, except during loading and unloading of acid, a closed-vent system for each vessel. Loading and unloading shall be conducted either through enclosed lines or each point where the acid is exposed to the atmosphere shall be equipped with a local fume capture system, ventilated through an air pollution control device.

§ 63.1160 Compliance dates and maintenance requirements.

(a) *Compliance dates.* (1) The owner or operator of an affected existing steel pickling facility and/or hydrochloric acid regeneration plant subject to this subpart shall achieve initial compliance with the requirements of this subpart no later than June 22, 2001.

(2) The owner or operator of a new or reconstructed steel pickling facility and/or hydrochloric acid regeneration plant subject to this subpart that commences construction or reconstruction after September 18, 1997, shall achieve compliance with the requirements of this subpart immediately upon startup of operations or by June 22, 1999, whichever is later.

(b) *Maintenance requirements.* (1) The owner or operator of an affected source shall comply with the operation and maintenance requirements prescribed under §63.6(e) of subpart A of this part.

(2) In addition to the requirements specified in paragraph (b)(1) of this section, the owner or operator shall prepare an operation and maintenance plan for each emission control device to be implemented no later than the compliance date. The plan shall be incorporated by reference into the source's title V permit. All such plans must be consistent with good maintenance practices and, for a scrubber emission control device, must at a minimum:

(i) Require monitoring and recording the pressure drop across the scrubber once per shift while the scrubber is operating in order to identify changes that may indicate a need for maintenance;

(ii) Require the manufacturer's recommended maintenance at the recommended intervals on fresh solvent pumps, recirculating pumps, discharge pumps, and other liquid pumps, in addition to exhaust system and scrubber fans and motors associated with those pumps and fans;

(iii) Require cleaning of the scrubber internals and mist eliminators at intervals sufficient to prevent buildup of solids or other fouling;

(iv) Require an inspection of each scrubber at intervals of no less than 3 months with:

(A) Cleaning or replacement of any plugged spray nozzles or other liquid delivery devices;

(B) Repair or replacement of missing, misaligned, or damaged baffles, trays, or other internal components;

(C) Repair or replacement of droplet eliminator elements as needed;

(D) Repair or replacement of heat exchanger elements used to control the temperature of fluids entering or leaving the scrubber; and

(E) Adjustment of damper settings for consistency with the required air flow.

(v) If the scrubber is not equipped with a viewport or access hatch allowing visual inspection, alternate means of inspection approved by the Administrator may be used.

(vi) The owner or operator shall initiate procedures for corrective action within 1 working day of detection of an operating problem and complete all corrective actions as soon as practicable. Procedures to be initiated are the applicable actions that are specified in the maintenance plan. Failure to initiate or provide appropriate repair, replacement, or other corrective action is a violation of the maintenance requirement of this subpart.

(vii) The owner or operator shall maintain a record of each inspection, including each item identified in paragraph (b)(2)(iv) of this section, that is signed by the responsible maintenance official and that shows the date of each inspection, the problem identified, a description of the repair, replacement, or other corrective action taken, and the date of the repair, replacement, or other corrective action taken.

(3) The owner or operator of each hydrochloric acid regeneration plant shall develop and implement a written maintenance program. The program shall require:

(i) Performance of the manufacturer's recommended maintenance at the recommended intervals on all required systems and components;

(ii) Initiation of procedures for appropriate and timely repair, replacement, or other corrective action within 1 working day of detection; and

(iii) Maintenance of a daily record, signed by a responsible maintenance official, showing the date of each inspection for each requirement, the problems found, a description of the repair, replacement, or other action taken, and the date of repair or replacement.

§ 63.1161 Performance testing and test methods.

(a) *Demonstration of compliance.* The owner or operator shall conduct an initial performance test for each process or emission control device to determine and demonstrate compliance with the applicable emission limitation according to the requirements in §63.7 of subpart A of this part and in this section.

(1) Following approval of the site-specific test plan, the owner or operator shall conduct a performance test for each process or control device to either measure simultaneously the mass flows of HCl at the inlet and the outlet of the control device (to determine compliance with the applicable collection efficiency standard) or measure the concentration of HCl (and $Cl_2$for hydrochloric acid regeneration plants) in gases exiting the process or the emission control device (to determine compliance with the applicable emission concentration standard).

(2) Compliance with the applicable concentration standard or collection efficiency standard shall be determined by the average of three consecutive runs or by the average of any three of four consecutive runs. Each run shall be conducted under conditions representative of normal process operations.

(3) Compliance is achieved if either the average collection efficiency as determined by the HCl mass flows at the control device inlet and outlet is greater than or equal to the applicable collection efficiency standard, or the average measured concentration of HCl or Cl_2exiting the process or the emission control device is less than or equal to the applicable emission concentration standard.

(b) *Establishment of scrubber operating parameters.* During the performance test for each emission control device, the owner or operator using a wet scrubber to achieve compliance shall establish site-specific operating parameter values for the minimum scrubber makeup water flow rate and, for scrubbers that operate with recirculation, the minimum recirculation water flow rate. During the emission test, each operating parameter must be monitored continuously and recorded with sufficient frequency to establish a representative average value for that parameter, but no less frequently than once every 15 minutes. The owner or operator shall determine the operating parameter monitoring values as the averages of the values recorded during any of the runs for which results are used to establish the emission concentration or collection efficiency per paragraph (a)(2) of this section. An owner or operator may conduct multiple performance tests to establish alternative compliant operating parameter values. Also, an owner or operator may reestablish compliant operating parameter values as part of any performance test that is conducted subsequent to the initial test or tests.

(c) *Establishment of hydrochloric acid regeneration plant operating parameters.* (1) During the performance test for hydrochloric acid regeneration plants, the owner or operator shall establish site-specific operating parameter values for the minimum process offgas temperature and the maximum proportion of excess air fed to the process as described in §63.1162(b)(1) of this subpart. During the emission test, each operating parameter must be monitored and recorded with sufficient frequency to establish a representative average value for that parameter, but no less frequently than once every 15 minutes for parameters that are monitored continuously. Amount of iron in the spent pickle liquor shall be determined for each run by sampling the liquor every 15 minutes and analyzing a composite of the samples. The owner or operator shall determine the compliant monitoring values as the averages of the values recorded during any of the runs for which results are used to establish the emission concentration per paragraph (a)(2) of this section. An owner or operator may conduct multiple performance tests to establish alternative compliant operating parameter values. Also, an owner or operator may reestablish compliant operating parameter values as part of any performance test that is conducted subsequent to the initial test or tests.

(2) During this performance test, the owner or operator of an existing affected plant may establish an alternative concentration standard if the owner or operator can demonstrate to the Administrator's satisfaction that the plant cannot meet a concentration limitation for $Cl_2$of 6 ppmv when operated within its design parameters. The alternative concentration standard shall be established through performance testing while the plant is operated at maximum design temperature and with the minimum proportion of excess air that allows production of iron oxide of acceptable quality while measuring the Cl_2concentration in the process exhaust gas. The measured concentration shall be the concentration standard for that plant.

(d) *Test methods.* (1) The following test methods in appendix A of 40 CFR part 60 shall be used to determine compliance under §63.1157(a), §63.1157(b), §63.1158(a), and §63.1158(b) of this subpart:

(i) Method 1, to determine the number and location of sampling points, with the exception that no traverse point shall be within one inch of the stack or duct wall;

(ii) Method 2, to determine gas velocity and volumetric flow rate;

(iii) Method 3, to determine the molecular weight of the stack gas;

(iv) Method 4, to determine the moisture content of the stack gas; and

(v) Method 26A, “Determination of Hydrogen Halide and Halogen Emissions from Stationary Sources—Isokinetic Method,” to determine the HCl mass flows at the inlet and outlet of a control device or the concentration of HCl discharged to the atmosphere, and also to determine the concentration of Cl_2discharged to the atmosphere from acid regeneration plants. If compliance with a collection efficiency standard is being demonstrated, inlet and outlet measurements shall be performed simultaneously. The minimum sampling time for each run shall be 60 minutes and the minimum sample volume 0.85 dry standard cubic meters (30 dry standard cubic feet). The concentrations of HCl and Cl_2shall be calculated for each run as follows:

C_{HCl}(ppmv) = 0.659 C_{HCl}(mg/dscm),

and C_{C12}(ppmv) = 0.339 C_{C12}(mg/dscm),

where C(ppmv) is concentration in ppmv and C(mg/dscm) is concentration in milligrams per dry standard cubic meter as calculated by the procedure given in Method 26A.

(2) The owner or operator may use equivalent alternative measurement methods approved by the Administrator.

§ 63.1162 Monitoring requirements.

(a) The owner or operator of a new, reconstructed, or existing steel pickling facility or acid regeneration plant subject to this subpart shall:

(1) Conduct performance tests to measure the HCl mass flows at the control device inlet and outlet or the concentration of HCl exiting the control device according to the procedures described in §63.1161 of this subpart. Performance tests shall be conducted either annually or according to an alternative schedule that is approved by the applicable permitting authority, but no less frequently than every 21/2years or twice per title V permit term. If any performance test shows that the HCl emission limitation is being exceeded, then the owner or operator is in violation of the emission limit.

(2) In addition to conducting performance tests, if a wet scrubber is used as the emission control device, install, operate, and maintain systems for the measurement and recording of the scrubber makeup water flow rate and, if required, recirculation water flow rate. These flow rates must be monitored continuously and recorded at least once per shift while the scrubber is operating. Operation of the wet scrubber with excursions of scrubber makeup water flow rate and recirculation water flow rate less than the minimum values established during the performance test or tests will require initiation of corrective action as specified by the maintenance requirements in §63.1160(b)(2) of this subpart.

(3) If an emission control device other than a wet scrubber is used, install, operate, and maintain systems for the measurement and recording of the appropriate operating parameters.

(4) Failure to record each of the operating parameters listed in paragraph (a)(2) of this section is a violation of the monitoring requirements of this subpart.

(5) Each monitoring device shall be certified by the manufacturer to be accurate to within 5 percent and shall be calibrated in accordance with the manufacturer's instructions but not less frequently than once per year.

(6) The owner or operator may develop and implement alternative monitoring requirements subject to approval by the Administrator.

(b) The owner or operator of a new, reconstructed, or existing acid regeneration plant subject to this subpart shall also install, operate, and maintain systems for the measurement and recording of the:

(1) Process offgas temperature, which shall be monitored continuously and recorded at least once every shift while the facility is operating in production mode; and

(2) Parameters from which proportion of excess air is determined. Proportion of excess air shall be determined by a combination of total air flow rate, fuel flow rate, spent pickle liquor addition rate, and amount of iron in the spent pickle liquor, or by any other combination of parameters approved by the Administrator in accordance with §63.8(f) of subpart A of this part. Proportion of excess air shall be determined and recorded at least once every shift while the plant is operating in production mode.

(3) Each monitoring device must be certified by the manufacturer to be accurate to within 5 percent and must be calibrated in accordance with the manufacturer's instructions but not less frequently than once per year.

(4) Operation of the plant with the process offgas temperature lower than the value established during performance testing or with the proportion of excess air greater than the value established during performance testing is a violation of the operational standard specified in §63.1159(a) of this subpart.

(c) The owner or operator of an affected hydrochloric acid storage vessel shall inspect each vessel semiannually to determine that the closed-vent system and either the air pollution control device or the enclosed loading and unloading line, whichever is applicable, are installed and operating when required.

§ 63.1163 Notification requirements.

(a) *Initial notifications.* As required by §63.9(b) of subpart A of this part, the owner or operator shall submit the following written notifications to the Administrator:

(1) The owner or operator of an area source that subsequently becomes subject to the requirements of the standard shall provide notification to the applicable permitting authority as required by §63.9(b)(1) of subpart A of this part.

(2) As required by §63.9(b)(2) of subpart A of this part, the owner or operator of an affected source that has an initial startup before June 22, 1999, shall notify the Administrator that the source is subject to the requirements of the standard. The notification shall be submitted not later than October 20, 1999 (or within 120 calendar days after the source becomes subject to this standard), and shall contain the information specified in §§63.9(b)(2)(i) through 63.9(b)(2)(v) of subpart A of this part.

(3) As required by §63.9(b)(3) of subpart A of this part, the owner or operator of a new or reconstructed affected source, or a source that has been reconstructed such that it is an affected source, that has an initial startup after the effective date and for which an application for approval of construction or reconstruction is not required under §63.5(d) of subpart A of this part, shall notify the Administrator in writing that the source is subject to the standards no later than 120 days after initial startup. The notification shall contain the information specified in §§63.9(b)(2)(i) through 63.9(b)(2)(v) of subpart A of this part, delivered or postmarked with the notification required in §63.9(b)(5) of subpart A of this part.

(4) As required by §63.9(b)(4) of subpart A of this part, the owner or operator of a new or reconstructed major affected source that has an initial startup after June 22, 1999, and for which an application for approval of construction or reconstruction is required under §63.5(d) of subpart A of this part shall provide the information specified in §§63.9(b)(4)(i) through 63.9(b)(4)(v) of subpart A of this part.

(5) As required by §63.9(b)(5) of subpart A of this part, the owner or operator who, after June 22, 1999, intends to construct a new affected source or reconstruct an affected source subject to this standard, or reconstruct a source such that it becomes an affected source subject to this standard, shall notify the Administrator, in writing, of the intended construction or reconstruction.

(b) *Request for extension of compliance.* As required by §63.9(c) of subpart A of this part, if the owner or operator of an affected source cannot comply with this standard by the applicable compliance date for that source, or if the owner or operator has installed BACT or technology to meet LAER consistent with §63.6(i)(5) of subpart A of this part, he/she may submit to the Administrator (or the State with an approved permit program) a request for an extension of compliance as specified in §§63.6(i)(4) through 63.6(i)(6) of subpart A of this part.

(c) *Notification that source is subject to special compliance requirements.* As required by §63.9(d) of subpart A of this part, an owner or operator of a new source that is subject to special compliance requirements as specified in §§63.6(b)(3) and 63.6(b)(4) of subpart A of this part shall notify the Administrator of his/her compliance obligations not later than the notification dates established in §63.9(b) of subpart A of this part for new sources that are not subject to the special provisions.

(d) *Notification of performance test.* As required by §63.9(e) of subpart A of this part, the owner or operator of an affected source shall notify the Administrator in writing of his or her intention to conduct a performance test at least 60 calendar days before the performance test is scheduled to begin, to allow the Administrator to review and approve the site-specific test plan required under §63.7(c) of subpart A of this part and, if requested by the Administrator, to have an observer present during the test.

(e) *Notification of compliance status.* The owner or operator of an affected source shall submit a notification of compliance status as required by §63.9(h) of subpart A of this part when the source becomes subject to this standard.

§ 63.1164 Reporting requirements.

(a) *Reporting results of performance tests.* As required by §63.10(d)(2) of subpart A of this part, the owner or operator of an affected source shall report the results of any performance test as part of the notification of compliance status required in §63.1163 of this subpart.

(b) *Progress reports.* The owner or operator of an affected source who is required to submit progress reports under §63.6(i) of subpart A of this part shall submit such reports to the Administrator (or the State with an approved permit program) by the dates specified in the written extension of compliance.

(c) *Periodic startup, shutdown, and malfunction reports.* Section 63.6(e) of subpart A of this part requires the owner or operator of an affected source to operate and maintain each affected emission source, including associated air pollution control equipment, in a manner consistent with good air pollution control practices for minimizing emissions at least to the level required by the standard at all times, including during any period of startup, shutdown, or malfunction. Malfunctions must be corrected as soon as practicable after their occurrence.

(1) *Plan.* As required by §63.6(e)(3) of subpart A of this part, the owner or operator shall develop a written startup, shutdown, and malfunction plan that describes, in detail, procedures for operating and maintaining the source during periods of startup, shutdown, or malfunction, and a program of corrective action for malfunctioning process and air pollution control equipment used to comply with the relevant standards.

(2) *Reports.* As required by §63.10(d)(5)(i) of subpart A of this part, if actions taken by an owner or operator during a startup, shutdown, or malfunction of an affected source (including actions taken to correct a malfunction) are consistent with the procedures specified in the startup, shutdown, and malfunction plan, the owner or operator shall state such information in a semiannual report. The report, to be certified by the owner or operator or other responsible official, shall be submitted semiannually and delivered or postmarked by the 30th day following the end of each calendar half; and

(3) *Immediate Reports.* Any time an action taken by an owner or operator during a startup, shutdown, or malfunction (including actions taken to correct a malfunction) is not consistent with the procedures in the startup, shutdown, and malfunction plan, the owner or operator shall comply with all requirements of §63.10(d)(5)(ii) of subpart A of this part.

[64 FR 33218, June 22, 1999, as amended at 71 FR 20458, Apr. 20, 2006]

§ 63.1165 Recordkeeping requirements.

(a) *General recordkeeping requirements.* As required by §63.10(b)(2) of subpart A of this part, the owner or operator shall maintain records for 5 years from the date of each record of:

(1) The occurrence and duration of each startup, shutdown, or malfunction of operation (i.e., process equipment);

(2) The occurrence and duration of each malfunction of the air pollution control equipment;

(3) All maintenance performed on the air pollution control equipment;

(4) Actions taken during periods of startup, shutdown, and malfunction and the dates of such actions (including corrective actions to restore malfunctioning process and air pollution control equipment to its normal or usual manner of operation) when these actions are different from the procedures specified in the startup, shutdown, and malfunction plan;

(5) All information necessary to demonstrate conformance with the startup, shutdown, and malfunction plan when all actions taken during periods of startup, shutdown, and malfunction (including corrective actions to restore malfunctioning process and air pollution control equipment to its normal or usual manner of operation) are consistent with the procedures specified in such plan. This information can be recorded in a checklist or similar form (see §63.10(b)(2)(v) of subpart A of this part);

(6) All required measurements needed to demonstrate compliance with the standard and to support data that the source is required to report, including, but not limited to, performance test measurements (including initial and any subsequent performance tests) and measurements as may be necessary to determine the conditions of the initial test or subsequent tests;

(7) All results of initial or subsequent performance tests;

(8) If the owner or operator has been granted a waiver from recordkeeping or reporting requirements under §63.10(f) of subpart A of this part, any information demonstrating whether a source is meeting the requirements for a waiver of recordkeeping or reporting requirements;

(9) If the owner or operator has been granted a waiver from the initial performance test under §63.7(h) of subpart A of this part, a copy of the full request and the Administrator's approval or disapproval;

(10) All documentation supporting initial notifications and notifications of compliance status required by §63.9 of subpart A of this part; and

(11) Records of any applicability determination, including supporting analyses.

(b) *Subpart CCC records.* (1) In addition to the general records required by paragraph (a) of this section, the owner or operator shall maintain records for 5 years from the date of each record of:

(i) Scrubber makeup water flow rate and recirculation water flow rate if a wet scrubber is used;

(ii) Calibration and manufacturer certification that monitoring devices are accurate to within 5 percent; and

(iii) Each maintenance inspection and repair, replacement, or other corrective action.

(2) The owner or operator of an acid regeneration plant shall also maintain records for 5 years from the date of each record of process offgas temperature and parameters that determine proportion of excess air.

(3) The owner or operator shall keep the written operation and maintenance plan on record after it is developed to be made available for inspection, upon request, by the Administrator for the life of the affected

source or until the source is no longer subject to the provisions of this subpart. In addition, if the operation and maintenance plan is revised, the owner or operator shall keep previous (i.e., superseded) versions of the plan on record to be made available for inspection by the Administrator for a period of 5 years after each revision to the plan.

(c) *Recent records.* General records and subpart CCC records for the most recent 2 years of operation must be maintained on site. Records for the previous 3 years may be maintained off site.

§ 63.1166 Implementation and enforcement.

(a) This subpart can be implemented and enforced by the U.S. EPA, or a delegated authority such as the applicable State, local, or Tribal agency. If the U.S. EPA Administrator has delegated authority to a State, local, or Tribal agency, then that agency, in addition to the U.S. EPA, has the authority to implement and enforce this subpart. Contact the applicable U.S. EPA Regional Office to find out if implementation and enforcement of this subpart is delegated to a State, local, or Tribal agency.

(b) In delegating implementation and enforcement authority of this subpart to a State, local, or Tribal agency under subpart E of this part, the authorities contained in paragraph (c) of this section are retained by the Administrator of U.S. EPA and cannot be transferred to the State, local, or Tribal agency.

(c) The authorities that cannot be delegated to State, local, or Tribal agencies are as specified in paragraphs (c)(1) through (8) of this section.

(1) Approval of alternatives to the requirements in §§63.1155, 63.1157 through 63.1159, and 63.1160(a).

(2) Approval of major alternatives to test methods under §63.7(e)(2)(ii) and (f), as defined in §63.90, and as required in this subpart.

(3) Approval of any alternative measurement methods for HCl and $CL_2$to those specified in §63.1161(d)(1).

(4) Approval of major alternatives to monitoring under §63.8(f), as defined in §63.90, and as required in this subpart.

(5) Approval of any alternative monitoring requirements to those specified in §§63.1162(a)(2) through (5) and 63.1162(b)(1) through (3).

(6) Approval of major alternatives to recordkeeping and reporting under §63.10(f), as defined in §63.90, and as required in this subpart.

(7) Waiver of recordkeeping requirements specified in §63.1165.

(8) Approval of an alternative schedule for conducting performance tests to the requirement specified in §63.1162(a)(1).

[68 FR 37356, June 23, 2003]

§§ 63.1167-63.1174 [Reserved]

Table 1 to Subpart CCC of Part 63—Applicability of General Provisions (40 CFR Part 63, Subpart A) to Subpart CCC

Reference	Applies to Subpart CCC	Explanation
63.1–63.5	Yes.	
63.6 (a)–(g)	Yes.	
63.6 (h)	No	Subpart CCC does not contain an opacity or visible emission standard.
63.6 (i)–(j)	Yes.	
63.7–63.9	Yes.	
63.10 (a)–(c)	Yes.	
63.10 (d) (1)–(2)	Yes.	
63.10 (d)(3)	No	Subpart CCC does not contain an opacity or visible emission standard.
63.10 (d) (4)–(5)	Yes.	
63.10 (e)–(f)	Yes.	
63.11	No	Subpart CCC does not require the use of flares.
63.12–63.15	Yes	

Indiana Department of Environmental Management
Office of Air Quality

Addendum to the
Technical Support Document for a Prevention of Significant Deterioration/Significant Source Modification and a Significant Permit Modification

Source Name:	Nucor Steel
Source Location:	4537 South Nucor Road, Crawfordsville, Indiana 47933
Mailing Address:	4537 South Nucor Road, Crawfordsville, Indiana 47933
County:	Montgomery
SIC Code:	3312
Part 70 Operating Permit No.:	T107-7172-00038
Part 70 Operating Permit Issuance Date:	December 29, 2006
PSD/Significant Source Modification No.:	107-26591-00038
Significant Permit Modification No.:	107-26659-00038
Permit Reviewer:	Aida De Guzman

On December 22, 2009, the Office of Air Quality (OAQ) had a notice published in the Journal Review Crawfordsville, Indiana stating that Nucor Steel applied for a PSD/significant source modification and a significant permit modification to its Part 70 Operating Permit. These permits will allow Nucor Steel to re-route the exhaust from the two Ladle Metallurgy Furnaces (EU-13 (a) and EU-13 (b)) to Baghouses 1 and 2 of the Meltshop Electric Arc Furnaces. The notice also stated that OAQ proposed to issue permits for these operations and provided information on how the public could review the proposed permits and other documentation. Finally, the notice informed interested parties that there was a period of thirty (30) days to provide comments on whether or not these permits should be issued as proposed.

On January 25, 2010, the Permittee made the following comments to the draft permits. Additions are **bolded** and deletions are ~~struck-through~~ for emphasis:

Comment 1:

The critical BACT elements of the Scrap Management Plan (SMP) are in the permit, specifically in Condition D.29.10(c). Therefore, Nucor would prefer to have the SMP deleted entirely from the permit, or a statement added in Condition D.29.10(c) that the SMP can be amended without permit revision procedure to make it clear that its inclusion as an attachment to the permit does not make the plan subject to the revision procedure.

Response 1:

Because the applicable BACT elements of the SMP are included in Condition D.29.10(c), IDEM, OAQ has removed the SMP as an attachment to the permit as requested. In addition, Conditions D.4.5 and D.29.3 have been revised to reflect the new location of the specific SMP provisions.

D.29.10 Meltshop EAF PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), the Permittee shall comply with the following BACT requirements:

(a) Each EAF (EAF #1 and EAF #2) shall be equipped and operated with oxy fuel burners.

(b) Each EAF shall be controlled by a direct shell evacuation (DSE) system and canopy hoods.

(c) VOC emissions shall be controlled through an extensive scrap management program **as follows:** ~~The Permittee shall implement a scrap management plan (SMP) which shall be in writing and available for inspection. The SMP shall provide at a minimum:~~

(1) All grades of scrap charged to the furnaces shall not contain observable non-ferrous metals or non-metallics.

(2) All grades of scrap shall be free of excessive dirt, oil, and grease.

(3) Heavily oiled scrap shall not be used.

(d) Good work practices shall be observed.

D.4.5 PSD BACT for Metals [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), and PSD SSM 107-24348-00038, the Permittee shall comply with the following BACT requirements:

(a) The Lead emissions from the Castrip, CS-1 shall be limited to 0.13 pound per hour, based on a 3-hour block average.

(b) The Mercury emissions from the Castrip, CS-1 shall be limited to 0.02 pound per hour, based on a 3-hour block average.

(c) The Beryllium emissions from the Castrip, CS-1 shall be limited to 0.002 pound per hour, based on a 3-hour block average.

(d) The Fluorides emissions from the Castrip, CS-1 shall be limited to 2.7 pounds per hour, based on a 3-hour block average.

The fluorides emissions from the Castrip shall be minimized by using granular Fluorspar, to minimize fluorides emissions and it shall be applied at an average rate of 250 pounds/heat or less at the Castrip.

(e) The emissions from the lead and mercury shall be minimized in accordance with the Scrap Management Program (SMP) **in Condition D.29.10(c)** and

(f) The emissions from the Castrip LMS-2, Tundish T-1, and continuous strip caster CS-1 shall be controlled by a baghouse.

D.29.3 Meltshop PSD BACT for Metals [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), PSD/SSM 107-24348-00038, and PSD/SSM 107-26591-00038, the Permittee shall comply with the following BACT requirements:

(a) The Lead emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 0.24 pound per hour, based on a 3-hour block average.

(b) The Mercury emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 0.08 pound per hour, based on a 3-hour block average.

(c) The Beryllium emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 0.002 pound per hour, based on a 3-hour block average.

(d) The Fluorides emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 5.02 pounds per hour, based on a 3-hour block average.

The fluorides emissions from the EAFs and LMFs shall be minimized by using granular Fluorspar, to minimize fluorides emissions and it shall be applied at an average rate of 250 pounds/heat or less at each EAFs and at an average rate of 500 pounds/heat or less at the LMFs.

(e) The emissions from lead and mercury shall be minimized in accordance with the Scrap Management Program (SMP) **in Condition D.29.10(c)** and

(f) The emissions from the Meltshop EAFs/AODs, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be controlled by a baghouse.

Comment 2:

In Condition D.29.3(d) second paragraph, please insert the word "each" for the LMFs to read "and at an average rate of 500 pounds/heat or less at each LMF".

Response 2:

Condition D.29.3(d) has been clarified as requested.

D.29.3 Meltshop PSD BACT for Metals [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), PSD/SSM 107-24348-00038, and PSD/SSM 107-26591-00038, the Permittee shall comply with the following BACT requirements:

***

(d) The Fluorides emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 5.02 pounds per hour, based on a 3-hour block average.

The fluorides emissions from the EAFs and LMFs shall be minimized by using granular Fluorspar, to minimize fluorides emissions and it shall be applied at an average rate of 250 pounds/heat or less at each EAFs and at an average rate of 500 pounds/heat or less at ~~the LMFs~~ **each LMF**.

***

IDEM has corrected a typograhical error in Condition D.29.14 as follows:

D.29.14 CO, SO_2, and NO_x Continuous Emission Rate Monitoring Requirement [326 IAC 2-2] [326 IAC 3-5]

(a) CO, SO2, and NOx CEMS:

(1) Pursuant to the consent decree in United States v. Nucor Corporation, No. 4-00-3945-24 (D.S.C.) and 326 IAC 2-2 (PSD), the Permittee shall install, calibrate, certify, operate, and maintain continuous emissions monitoring systems (CEMS) for measuring CO, SO2, and NOx emissions rates in pounds per hour from the Meltshop EAFs, in accordance with 326 IAC 3-5-2 and 326 IAC 3-5-3.

The Permittee shall comply with the PSD BACT **CO,** SO2, and NOx hourly emission rates by averaging the CEMS readings based on the actual hours of operation in a 24-hour period.

(b) The Permittee shall prepare and submit to IDEM, OAQ a written report of the results of the calibration gas audits and relative accuracy test audits for each calendar quarter within thirty (30) calendar days after the end of each quarter. The report must contain the information required by 326 IAC 3-5-5(e)(2).

(c) The Permittee shall record the output of the systems in pounds per hour and shall perform the required record keeping and reporting, pursuant to 326 IAC 3-5-6 and 326 IAC 3-5-7.

Indiana Department of Environmental Management
Office of Air Quality

Technical Support Document (TSD) for a PSD/Significant Source Modification to a Part 70 Source and a Significant Permit Modification to a Part 70 Operating Permit

Source Description and Location

Source Name:	Nucor Steel
Source Location:	4537 South Nucor Road, Crawfordsville, Indiana 47933
County:	Montgomery
SIC Code:	3312
Part 70 Operating Permit No.:	107-7172-00038
Part 70 Operating Permit Issuance Date:	December 29, 2006
PSD/Significant Source Modification No.:	107-26591-00038
Significant Permit Modification No.:	107-26659-00038
Permit Reviewer:	Aida De Guzman

Source Definition

This steel mini-mill consists of a source with on-site contractors:

(a) Nucor Steel, the primary operation, is located at 4537 South Nucor Road, Crawfordsville, Indiana 47933;

(b) Whitesville Mill Service Company, the supporting operation, is located at 4537 South Nucor Road, Crawfordsville, Indiana, 47933;

(c) BOC Gases, the supporting operation, is located at 4537 South Nucor Road, Crawfordsville, Indiana, 47933; and

(d) Heritage Environmental Services, the supporting operation, is located at 4537 South Nucor Road, Crawfordsville, Indiana, 47933.

Existing Approvals

The source was issued Part 70 Operating Permit No. T107-7172-00038 on December 29, 2006. The source has since received the following approvals:

(a) First Administrative Amendment No. 107-24009-00038, issued on January 26, 2007;

(b) First Significant Permit Modification No. 107-24022-00038, issued April 20, 2007;

(c) Second Significant Permit Modification No. 107-24284-00038, issued August 8, 2007;

(d) Third Significant Permit Modification No. 107-24699-00038, issued on January 22, 2008; and

(e) Second Administrative Amendment No. 107-26116-00038, issued on April 4, 2008.

County Attainment Status

The source is located in Montgomery County.

Pollutant	Designation
SO_2	Better than national standards.
CO	Unclassifiable or attainment effective November 15, 1990.
O_3	Unclassifiable or attainment effective June 15, 2004, for the 8-hour ozone standard.[1]
PM_{10}	Unclassifiable effective November 15, 1990.
NO_2	Cannot be classified or better than national standards.
Pb	Not designated.
[1]Unclassifiable or attainment effective October 18, 2000, for the 1-hour ozone standard which was revoked effective June 15, 2005. Unclassifiable or attainment effective April 5, 2005, for PM2.5.	

(a) Volatile organic compounds (VOC) and Nitrogen Oxides (NOx) are regulated under the Clean Air Act (CAA) for the purposes of attaining and maintaining the National Ambient Air Quality Standards (NAAQS) for ozone. Therefore, VOC emissions and NOx are considered when evaluating the rule applicability relating to ozone. Montgomery County has been designated as attainment or unclassifiable for ozone. Therefore, VOC emissions and NOx were reviewed pursuant to the requirements for Prevention of Significant Deterioration (PSD), 326 IAC 2-2. See the State Rule Applicability – 326 IAC 2-2 section of this document for more information.

(b) Montgomery County has been classified as attainment for PM2.5. U.S. EPA has not yet established the requirements for Prevention of Significant Deterioration (PSD), 326 IAC 2-2 for PM 2.5 emissions. Therefore, until the U.S.EPA adopts specific provisions for PSD review for PM2.5 emissions, it has directed states to regulate PM10 emissions as a surrogate for PM2.5 emissions.

(c) Montgomery County has been classified as attainment or unclassifiable for all other criteria pollutants. Therefore, these emissions were reviewed pursuant to the requirements of 326 IAC 2-2 (Prevention of Significant Deterioration (PSD)).

(d) Fugitive Emissions
Since this type of operation is in one of the twenty-eight (28) listed source categories under 326 IAC 2-2 or 326 IAC 2-3, fugitive emissions are counted toward the determination of PSD and Emission Offset applicability.

Source Status

The table below summarizes the potential to emit of the entire source, prior to the proposed modification, after consideration of all enforceable limits established in the effective permits:

Pollutant	Potential to Emit (tons/year)
PM	greater than 100
PM10	greater than 100
SO_2	greater than 100
VOC	greater than 100
CO	greater than 100
NO_x	greater than 100

(a) This existing source is a major stationary source, under PSD (326 IAC 2-2), because a regulated pollutant is emitted at a rate of 100 tons per year or more, and it is in one of the twenty-eight (28) listed source categories, as specified in 326 IAC 2-2-1(gg)(1).

(b) These emissions are based upon previous approvals issued to this source.

The table below summarizes the potential to emit HAPs for the entire source, prior to the proposed modification, after consideration of all enforceable limits established in the effective permits:

HAPs	Potential to Emit (tons/year)
Single HAP	greater than 10
Total HAPs	greater than 25

This existing source is a major source of HAPs, as defined in 40 CFR 63.41, because HAP emissions are greater than ten (10) tons per year for a single HAP and greater than twenty-five (25) tons per year for a combination of HAPs. Therefore, this source is a major source under Section 112 of the Clean Air Act (CAA).

Actual Emissions

The following table shows the actual emissions from the source. This information reflects the 2006 OAQ emission data.

Pollutant	Actual Emissions (tons/year)
PM	227
PM10	227
PM2.5	227
SO_2	260
VOC	20
CO	1,625
NO_x	339
Pb	0.08

Description of Proposed Modification

The Office of Air Quality (OAQ) has reviewed a PSD/Significant Source Modification and Significant Permit applications, submitted by Nucor Steel on May 27, 2008, to modify its steel mini-mill by ducting the exhaust from the Ladle Metallurgy Furnaces (LMF EU-13 (a) and EU-13 (b)) to Baghouses 1 and 2 of the Meltshop Electric Arc Furnaces. This modification does not involve modification to the LMF process.

Enforcement Issues

There are no pending enforcement actions related to this modification.

Permit Level Determination – Part 70

Pursuant to 326 IAC 2-1.1-1(16), Potential to Emit is defined as “the maximum capacity of a stationary source or emission unit to emit any air pollutant under its physical and operational design. Any physical or operational limitation on the capacity of a source to emit an air pollutant, including air pollution control equipment and restrictions on hours of operation or type or amount of material combusted, stored, or processed shall be treated as part of its design if the limitation is enforceable by the U. S. EPA, IDEM, or the appropriate local air pollution control agency.”

(a) This modification is subject to 326 IAC 2-2, PSD, and therefore, is subject to Significant Source Modification under 326 IAC 2-7-10.5(f).

(b) This modification is subject to 326 IAC 2-7-12(d), Significant Permit Modification, since it involves incorporating applicable requirements determined in PSD/Significant Source Modification No. 107-26591-00038, that do not qualify as minor permit modification or as an administrative amendment.

Permit Level Determination – PSD

Any control equipment is considered federally enforceable only after issuance of this Part 70 source modification, and only to the extent that the effect of the control equipment is made practically enforceable in the permit.

(a) The change in the control unit established as BACT for the two (2) LMFs (EU-13 (a) and EU-13 (b)) due to the proposed re-routing of their emissions to the EAF Baghouses 1 and 2 will require a re-evaluation of the BACT under 326 IAC 2-2, PSD Rules.

Federal Rule Applicability Determination

This modification will not affect the federal rules already determined for the source, and there are no additional federal rules that will be applicable to the source as a result of this source modification.

State Rule Applicability Determination

(a) 326 IAC 2-2 (Prevention of Significant Deterioration) and 326 IAC 2-2-3 (PSD Rule: Control Technology Review Requirements)

Nucor Steel began operation in 1989. Nucor Steel belongs to one of the twenty-eight (28) listed source categories with a PSD major source threshold of 100 tons per year. Nucor Steel is a major PSD source. This modification is subject to 326 IAC 2-2, the PSD requirements because it will require the re-evaluation of the PSD BACT (Control Technology Review) under 326 IAC 2-2-3(3) for the units affected. Nucor Steel will be subject to 326 IAC 2-2-3(3) for SO2 at the Meltshop EAF Baghouses 1 and 2. See Appendix A for the detailed BACT Analysis.

(b) 326 IAC 2-2-4 (Air Quality Analysis Requirements)
Section (4)(a) of this rule, requires that the PSD application shall contain an analysis of ambient air quality in the area that the major stationary source would affect for pollutants that are emitted at major levels or significant amount. Nucor Steel has submitted an air quality analysis, which has been evaluated by IDEM's Technical Support and Modeling Section. See details in Appendix B.

(c) 326 IAC 2-2-5 (Air Quality Impact Requirements)
326 IAC 2-2-5(e)(1) of this rule, requires that the air quality impact analysis required by this section shall be conducted in accordance with the following provisions:

(1) Any estimates of ambient air concentrations used in the demonstration processes required by this section shall be based upon the applicable air quality models, data bases, and other requirements specified in 40 CFR Part 51, Appendix W (Requirements for Preparation, Adoption, and Submittal of Implementation Plans, Guideline on Air Quality Models)*.

(2) Where an air quality impact model specified in the guidelines cited in subdivision (1) is inappropriate, a model may be modified or another model substituted provided that all applicable guidelines are satisfied.

(3) Modifications or substitution of any model may only be done in accordance with guideline documents and with written approval from U.S. EPA and shall be subject to public comment procedures set forth in 326 IAC 2-1.1-6.

(d) 326 IAC 2-2-6 (Increment Consumption Requirements)
326 IAC 2-2-6(a) requires that any demonstration under section 5 of this rule shall demonstrate that increased emissions caused by the proposed major modification will not

exceed eighty percent (80%) of the available maximum allowable increases (MAI) over the baseline concentration of sulfur dioxide, particulate matter, and nitrogen dioxide indicated in subsection (b)(1) of this rule. In this modification (PSD/Significant Source Modification No. 107-26591-00038) only the SO2 will be considered.

(e) 326 IAC 2-2-7 (Additional Analysis, Requirements)
326 IAC 2-2-7(a) requires an analysis of the impairment to visibility, soils and vegetation. An analysis of the air quality impact projected for the area as a result of general commercial, residential, industrial, and other growth associated with the source. See detailed air quality analysis in Appendix B.

(f) 326 IAC 2-2-8 (Source Obligation)

(1) Pursuant to 2-2-8(1), approval to construct, shall become invalid if construction is not commenced within eighteen (18) months after receipt of the approval, if construction is discontinued for a period of eighteen (18) months or more, or if construction is not completed within a reasonable time.

(2) Approval for construction shall not relieve the Permittee of the responsibility to comply fully with applicable provisions of the state implementation plan and any other requirements under local, state, or federal law.

(g) 326 IAC 2-2-10 (Source Information)
The Permittee has submitted all information necessary to perform an analysis or make the determination required under this rule.

(h) 326 IAC 2-2-12 (Permit Rescission)
The permit issued under this rule shall remain in effect unless and until it is rescinded, modified, revoked, or it expires in accordance with 326 IAC 2-1.1-9.5 or section 8 of this rule.

Compliance Determination and Monitoring Requirements

Permits issued under 326 IAC 2-7 are required to ensure that sources can demonstrate compliance with all applicable state and federal rules on a continuous basis. All state and federal rules contain compliance provisions; however, these provisions do not always fulfill the requirement for a continuous demonstration. When this occurs IDEM, OAQ, in conjunction with the source, must develop specific conditions to satisfy 326 IAC 2-7-5. As a result, Compliance Determination Requirements are included in the permit. The Compliance Determination Requirements in Section D of the permit are those conditions that are found directly within state and federal rules and the violation of which serves as grounds for enforcement action.

If the Compliance Determination Requirements are not sufficient to demonstrate continuous compliance, they will be supplemented with Compliance Monitoring Requirements, also in Section D of the permit. Unlike Compliance Determination Requirements, failure to meet Compliance Monitoring conditions would serve as a trigger for corrective actions and not grounds for enforcement action. However, a violation in relation to a compliance monitoring condition will arise through a source=s failure to take the appropriate corrective actions within a specific time period.

The compliance determination and monitoring requirements applicable to this modification are as follows:

(a) The existing compliance determination and monitoring for the LMF Baghouse have been deleted since this baghouse will be removed from operation, instead the LMFs exhaust will be routed to the EAF Baghouses 1 and 2. The existing compliance determination and monitoring for the EAF Baghouses 1 and 2 which will apply to this modification (PSD/Significant Source Modification No. 107-26591-00038) for the LMFs (EU-13 (a) and EU-13 (b)) are as follows:

(a) Using Continuous Emission Rate Monitor (CEMS) to measure the SO2 emissions in pounds per hour from Meltshop EAF Baghouses 1 and 2, that is currently controlling the EAFs, AOD vessel, Desulfurization, Meltshop Continuous Casters, one (1) Ladle Metallurgy Furnaces (EU-13 (c)) and other miscellaneous sources in addition to the two (2) Ladle Metallurgy Furnaces (EU-13 (a) and (b)) on a 3-hour block average reading.

(b) Conduct performance testing for SO2 based upon the new configuration of the Meltshop EAF Baghouses no later than 60 days from achieving maximum capacity or within one hundred eighty (180) days from initial start up.

The above requirements are required to comply with the PSD rules.

Proposed Changes

The changes listed below have been made to Part 70 Operating Permit No. 107-7172-00038. Deleted language appears as ~~strikethroughs~~ and new language appears in **bold**.

(1) The re-routing of the LMF emissions to the EAFs Baghouses 1 and 2 permitted in PSD/SSM No. 107-26591-00038 result in the incorporation of new applicable requirements in Section A.3 and D.31 of the Part 70 Operating Permit.

(2) Although the NSPS cited in Condition D.31.10(c) is only applicable to the EAFs and AOD, the testing requirements using Method 9 will be deferred until the two (2) LMF emissions are routed to the EAF Baghouses 1 and 2 to avoid doing the testing twice.

(3) References and applicable conditions for the LMF Baghouse have been removed in Section D.32, since the LMF emissions have been re-routed to the EAF Baghouses 1 and 2 that are in Section D.31.

(4) Nucor requested that IDEM, OAQ change the pressure drop range required in Condition D.4.10, based on the baghouse manufacturer's recommendation. The manufacturer indicated that there is a normal reduction of 1 inch in the pressure drop from pulsed jet system when put back into service right after cleaning, and a gradual increase in the pressure drop during the life of the system. Based on this information, IDEM, OAQ has changed the pressure drop from "2 inches to 8 inches" to "1 inch to 10 inches" across the baghouse.

Additionally, Condition D.4.12(b) has been deleted since the CAM for the Castrip LMS-2 baghouse was not required or incorporated in the initial Part 70 Operating Permit.

(5) The limit of 2.0 pounds/hour in Condition D.23.1(c) that is in the original Part 70 Operating Permit No. 107-7172-00038 was inadvertently changed in SPM No. 107-24699-00038, issued on January 22, 2008. Therefore, it has been changed back as originally written in PSD/SSM No.107-24348-0003.

A.3 Emission Units and Pollution Control Equipment Summary [326 IAC 2-7-4(c)(3)] [326 IAC 2-7-5(15)]

This stationary source consists of the following emission units and pollution control devices:

D.31 – MELTSHOP– ELECTRIC ARC FURNACES, ARGON OXYGEN DECARBURIZATION (AOD) VESSELS, DESULFURIZATION, CONTINUOUS CASTERS, EAF DUST TREATMENT FACILITY

(nn) ****

(3) Both the Meltshop EAF Baghouse1 and Meltshop EAF Baghouse2 capture the emissions from the Meltshop EAFs, AOD vessel, Desulfurization, Meltshop

Continuous Casters, **the three (3) Ladle Metallurgy Furnaces (EU-13 (a), EU-13 (b) and EU-13 (c))** and other miscellaneous sources. Each Meltshop Baghouse can sufficiently control emissions independently~~. Each Meltshop EAF Baghouse serves as a back up control to the Meltshop LMFs~~.

~~Each Meltshop Baghouse can sufficiently control emissions independently.~~

~~Each Meltshop EAF Baghouse serves as a back up control to the Meltshop LMFs.~~

****

SECTION D.31

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.31.1 Meltshop EAF Baghouses PSD BACT [326 IAC 2-2]

(a) Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements)**,** ~~and~~ PSD/SSM 107-24348-00038, **and PSD/SSM 107-26591-00038**, the Permittee shall comply with the following BACT requirements:

(1) The Meltshop EAF Baghouses (1 and 2) shall capture and control the emissions from the Meltshop EAFs, AOD vessels, Desulfurization station, ~~and~~ Meltshop Continuous Casters **and three (3) LMFs** (EAF #1, EAF #2, AODs, DS, CC #1, ~~and~~ CC #2**, EU-13 (a), EU-13 (b) and EU-13 (c)**).

(2) Steel production shall not exceed 4,397,520 tons of steel poured/tapped per 12-consecutive month period with compliance demonstrated at the end of each month.

(3) The total sulfur dioxide (SO_2) emissions from the Meltshop EAF Baghouses (1 and 2), controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and **three (3)** LMF**s (EU-13 (a), EU-13 (b) and** EU-13 (c)**)** shall not exceed ~~0.25~~ **0.33** pound per ton of steel produced and ~~125~~ **167** pounds of SO_2 per hour, based on a 3-hour block average.

(4) The total nitrogen oxide (NO_x) emissions from the Meltshop EAF Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and **three (3)** LMF**s (EU-13 (a), EU-13 (b) and** EU-13 (c)**)** shall not exceed 0.35 pounds per ton of steel produced and 175.7 pounds of NO_x per hour.

(5) The total carbon monoxide (CO) emissions from the Meltshop EAF Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and **three (3)** LMF**s (EU-13 (a), EU-13 (b) and** EU-13 (c)**)** shall not exceed 2.0 pounds per ton of steel produced and 1,004 pounds of CO per hour, based on a 3-hour block average.

(6) The total volatile organic compound (VOC) emissions from the Meltshop EAF Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and **three (3)** LMF**s (EU-13 (a), EU-13 (b) and** EU-13 (c)**)** shall not exceed 0.09 pound per ton of steel produced and 45.18 pounds of VOC per hour, based on a 3-hour block average.

(7) Filterable particulate matter (PM) emissions from the Meltshop EAF Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and **three (3)** LMF**s (EU-13 (a), EU-13 (b) and** EU-13 (c)**)** shall not exceed 0.0018 grains/dscf.

(8) Filterable and condensible PM_{10} emissions from the Meltshop EAF Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2)

Continuous Casters and **three (3)** LMF**s (EU-13 (a), EU-13 (b) and** EU-13 (c)**)** shall not exceed 0.0052 grains/dscf.

***

~~D.31.2 Operational Flexibility [326 IAC 2-2]~~

Pursuant to 326 IAC 2-2, **and PSD/SSM 107-26591-00038** the Permittee shall comply with the following requirements:

(a) Each or any combination of the Meltshop EAFs and AOD (EAF #1, EAF #2, and AODs) may independently produce the maximum capacity of 502 tons/hour of steel. Each Meltshop EAF can operate concurrently or independently to achieve this maximum capacity.

(b) Only 1 AOD vessel (AODs) shall operate at a time.

(c) Each Meltshop Baghouse can sufficiently control emissions independently.

~~(d) The Meltshop EAF Baghouses (1 and 2) can serve as as back up to the Meltshop LMF Baghouse..~~

(~~c~~ **d**) The Meltshop Continuous Casters (CC #1 and CC #2) can cast molten steel either from the Meltshop LMFs, Castrip Vacuum Degasser or Castrip LMS.

D.31.4 Meltshop EAF PSD BACT for Metals [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements)**,** ~~and~~ PSD/SSM 107-24348-00038, **and PSD/SSM 107-26591-00038,** the Permittee shall comply with the following BACT requirements:

(a) The Lead emissions from the Meltshop EAF Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and **three (3)** LMF**s EU-13 (a), EU-13 (b) and** EU-13 (c) shall be limited to 0.00048 pound per ton of steel produced and 0.24 pound per hour, based on a 3-hour block average.

(b) The Mercury emissions from the Meltshop EAF Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and **three (3)** LMF**s EU-13 (a), EU-13 (b) and** EU-13 (c) shall be limited to 0.04 pound per hour, based on a 3-hour block average.

(c) The Beryllium emissions from the Meltshop EAF Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and **three (3)** LMF**s EU-13 (a), EU-13 (b) and** EU-13 (c) shall be limited to 0.002 pound per hour, based on a 3-hour block average.

(d) The Fluorides emissions from the Meltshop EAF Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and **three (3)** LMF**s EU-13 (a), EU-13 (b) and** EU-13 (c) shall be limited to 0.01 pound per ton of steel produced and 5.02 pounds per hour, based on a 3-hour block average.

The fluorides emissions from the EAFs **and LMFs** shall be minimized by using granular Fluorspar, to minimize fluorides emissions and it shall be applied at a rate of 250 pounds/heat at each EAFs **and 500 pounds/heat at the LMFs**.

(e) The emissions from lead and mercury shall be minimized in accordance with the Scrap Management Program (SMP) and

(f) The emissions from the Meltshop EAFs/AODs, desulfurization station**,** ~~and~~ two (2) Continuous Casters and **three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c)** shall be controlled by a baghouse.

Compliance Determination Requirements [326 IAC 2-1.1-11]

D.31.9 Particulate Control Equipment Operation [326 IAC 2-2]

(a) Pursuant to 326 IAC 2-2, either or both the Meltshop EAF Baghouses (1 and 2) for particulate control shall be in operation and control emissions at all times that one or all of the EAFs, AOD vessel, Desulfurization station, ~~and~~ Meltshop Continuous Casters **and three (3) LMFs** (EAF #1, EAF #2, AODs, DS, CC #1, ~~and~~ CC #2**, EU-13 (a), EU-13 (b) and EU-13 (c)**) are in operation.

***

D.31.10 Testing Requirements [326 IAC 2-7-6(1),(6)] [326 IAC 2-1.1-11][40 CFR 60.275a]

(a) ~~Within~~ **No later than** sixty (60) days **from achieving maximum capacity** ~~but no later than~~ **or within** one hundred and eighty (180) days after the initial start up of the modified ~~EAFs and AODs permitted in this PSD/SSM NO. 107-24348-00038,~~ **LMFs** (**EU-13 (a), EU-13 (b) permitted in PSD/SSM 107-26591-00038,** the Permittee shall conduct a performance test on the Meltshop EAF Baghouses **1 and 2** (stack and vent), controlling the EAFs, AODs, Desulfurization Station, Continuous Caster and **three (3)** LMF**s EU-13 (a), EU-13 (b) and** EU-13 (c) for the following:

(1) Lead,

(2) Mercury,

(3) Fluorides

(4) Beryllium

The 2 Meltshop EAFs **and 3 LMFs** shall be operating simultaneously during the tests. (stopped)

(c) Pursuant to 40 CFR 60.275a and to demonstrate compliance with Conditions D.31.1 and D.31.3, **for the EAFs and AOD,** the Permitee shall conduct performance test ~~within~~ **no later than** sixty (60) days **from achieving maximum capacity or within** ~~but no later than~~ one hundred and eighty (180) days after the initial start up of the modified EAFs and AODs permitted in this PSD/SSM NO. 107-24348-00038, for opacity on the following emission points utilizing 40 CFR Part 60, Appendix A, Method 9, or other methods as approved by the Commissioner:

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SECTION D.32 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

MELTSHOP – LADLE METALLURGY FURNACES, PREHEATERS, AND DRYERS

D.32 – MELTSHOP – LADLE METALLURGY FURNACES, PREHEATERS, AND DRYERS

(ss) Three (3) Meltshop Ladle Metallurgy Furnaces (LMFs)/Stirring Station, two (2) identified as EU-13 (a) and (b), constructed in 1988, **and approved for modification in 2008 by ducting the exhaust to the EAF Baghouses 1 and 2;** and one (1) LMF identified as EU-13 (c) approved for construction in 2007 with a maximum capacity of 502 tons/hour each. **All three LMFs are**

controlled by the EAF Baghouses 1 and 2. ~~and EU-13 (a) and (b) are controlled by a baghouse, identified as Meltshop LMF Baghouse, exhausting to stack S-13. The Meltshop LMF Baghouse has a design flow rate of 200,000 acf/min. The LMF baghouse was constructed in 1992. The LMF, EU-13(c) will be controlled by the EAFs baghouses which vent to stacks BH1 and BH2.~~ In addition the LMFs have the following associated equipment:

***

(8) Fifteen (15) belt conveyors and 20 weight hoppers, with a maximum throughput of 200 tons per hour, approved for construction in 2007. These conveyors will supply lime, carbon and alloys to ~~the new~~ LMF **EU-13(c)**.

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(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.32.1 Meltshop LMFs PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), and ~~PSD/SSM 107-24348-00038,~~ **and PSD/SSM 107-26591-00038,** ~~the Permittee shall comply with the following BACT requirements:~~

~~(a)~~ ~~T~~the Meltshop LMFs EU-13 (a), (b), **and (c)** ~~shall be equipped with side draft hoods that evacuate to a baghouse (identified as Meltshop LMF Baghouse) capturing the particulate matter (PM). The Meltshop LMFs EU-13 (c)~~ shall be controlled by the EAFs Baghouse1 and Baghouse2.

~~(b) The filterable PM emissions from the Meltshop LMF Baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b) shall not exceed 0.0018 gr/dscf.~~

~~(c) The filterable and condensible PM_{10} emissions from the Meltshop LMF Baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b) shall not exceed 0.0052 gr/dscf.~~

~~(d) The visible emissions from the Meltshop LMF Baghouse controlling the two (2) LMFs, identified as EU-13(a) and (b) shall not exceed 3% opacity, based on a 6-minute average.~~

~~(e) The NO_x emissions from the Meltshop LMF Baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b) shall not exceed 0.0176 lb/ton of steel produced and 8.8 pounds of NO_x per hour, based on a 3-hour block average.~~

~~(f) The SO_2 emissions from the Meltshop LMF Baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b) shall not exceed 210.84 pounds of SO_2 per hour averaged over a 24-hour block period.~~

~~(g) The CO emissions from the Meltshop LMF Baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b), shall not exceed 0.07125 lb/ton of steel produced and 35.77 pounds of CO per hour, based on a 3-hour block average.~~

~~(h) The VOC emissions from the Meltshop LMF Baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b), shall not exceed 0.0086 lb/ton of steel produced and 4.32 pounds of VOC per hour, based on a 3-hour block average.~~

~~D.32.6 Meltshop LMF PSD BACT for Metals [326 IAC 2-2]~~

~~Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), the Permittee shall comply with the following BACT requirements:~~

~~(a) The lead emissions from the LMF baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b), shall be limited to 0.00048 pound per ton of steel produced and 0.24 pound per hour, based on a 3-hour block average.~~

~~(b) The Mercury emissions from the LMF baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b) shall be limited to 0.04 pound per hour, based on a 3-hour block average.~~

~~(c) The Beryllium emissions from the LMF baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b) shall be limited to 0.002 pound per hour, based on a 3-hour block average.~~

~~(d) The Fluorides emissions from the LMF baghouse controlling the two (2) LMFs, identified as EU-13 (a) and (b) shall be limited to 0.01 pound per ton of steel produced and 5.02 pounds per hour, based on a 3-hour block average.~~

~~The fluorides emissions from the LMFs shall be minimized by using granular Fluorspar, to minimize fluorides emissions and it shall be applied at a rate of 500 pounds/heat at the LMFs.~~

~~(e) The emissions from lead and mercury shall be minimized in accordance with the Scrap Management Program (SMP) and~~

~~(f) The emissions from the Meltshop LMFs shall be controlled by a baghouse.~~

D.32.~~7~~ **6** Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan (PMP), in accordance with Section B - Preventive Maintenance Plan, of this permit, is required for the LMFs (EU-13) and their control devices.

~~**Compliance Determination Requirements [326 IAC 2-1.1-11]**~~

~~D.32.8 Meltshop LMFs PSD BACT [326 IAC 2-2]~~

~~Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements), the Permittee shall comply with the following BACT requirements:~~

~~(a) The Meltshop LMF Baghouse shall operate at all times that at least one of the Meltshop LMFs (EU-13) is operating, except during the times that one of the Meltshop EAF Baghouses serves as a back up.~~

~~(b) Good working practices shall be observed.~~

~~D.32.9 Testing Requirements [326 IAC 2-7-6(1),(6)]~~

~~Within sixty (60) days but no later than one hundred and eighty (180) days after the initial start up of the modified LMFs EU-13 (a) and (b) permitted in this PSD/SSM No. 107-24348-00038, the Permittee shall perform a compliance test on the Meltshop LMFs baghouse stack (S-13), for the following pollutants utilizing methods as approved by the Commissioner:~~

~~(a) Any stack which has multiple processes which exhaust to the same stack shall operate shall of the processes simultaneously in accordance with 326 IAC 3-5 (Source Sampling Procedures).~~

~~(b) Lead, Mercury, Beryllium and Fluorides in order to comply with Condition 32.6.~~

~~(c) The PM, PM10, NOx, CO, VOC, Lead, Mercury, Beryllium and Fluorides tests shall be repeated at least once every 2.5 years from the date of a valid compliance demonstration.~~

~~(d) These tests shall be performed using methods as approved by the Commissioner.~~

~~(e) Testing shall be conducted in accordance with Section C - Performance Testing.~~

~~D.32.10 SO_2 Continuous Emission Rate Monitoring Requirement [326 IAC 2-2[[326 IAC 3-5]~~

~~(a) The Permittee shall install, calibrate, certify, operate, and maintain continuous emissions monitoring systems (CEMS) for measuring SO_2 emissions rates in pounds per hour from the Meltshop LMFs, EU-13 (a) and (b) in accordance with 326 IAC 3-5-2 and 326 IAC 3-5-3.~~

~~The Permittee shall comply with the PSD BACT SO_2 hourly emission rates by averaging the CEMS readings based on the actual hours of operation in a 24-hour period.~~

~~(1) The CEMS shall be calibrated within sixty (60) days but no later than one hundred eighty (180) days after the issuance of PSD/SSM NO. 107-24348-00038.~~

~~(2) The location of the CEMS to measure the Meltshop LMFs SO_2 emissions shall be approved by OAQ prior to their installation.~~

~~(b) The Permittee shall submit to IDEM, OAQ, within ninety (90) days after monitor installation, a complete written continuous monitoring standard operating procedure (CMSOP), in accordance with the requirements of 326 IAC 3-5-4.~~

~~(c) The Permittee shall record the output of the system in pounds per hour and shall perform the required record keeping and reporting, pursuant to 326 IAC 3-5-6 and 326 IAC 3-5-7.~~

~~**Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]**~~

~~D.32.11 Visible Emissions Notations [326 IAC 2-7-5(3)(A)(iii)][326 IAC 2-7-5(d)]~~

~~(a) Visible emission notations of the Meltshop LMF Baghouse shall be performed once per day during normal daylight operations. A trained employee shall record whether emissions are normal or abnormal.~~

~~(b) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.~~

~~(c) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.~~

~~(d) A trained employee is an employee who has worked at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.~~

~~(e) If abnormal emissions are observed, the Permittee shall take reasonable steps in accordance with Section C – Response to Excursions or Exceedances. Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances, shall be considered a deviation from this permit.~~

~~D.32.12 Baghouses Parametric Monitoring [326 IAC 2-7-5(3)(A)(iii)][326 IAC 2-7-5(d)]~~

~~The Permittee shall record the pressure drop across the Meltshop LMF Baghouse used in conjunction with the Meltshop LMFs EU-13 (a) and (b), at least once per day, when one or more of the Meltshop LMFs is in operation. When for any one reading, the pressure drop across the baghouse is outside the range of 1 and 10 inches of water or a range established during the latest stack test, the Permittee shall take reasonable steps in accordance with Section C - Response to Excursions or Exceedances. A pressure reading that is outside the above mentioned range is not a deviation from this permit. Failure to take reasonable response steps in~~

~~accordance with Section C - Response to Excursions or Exceedances, shall be considered a deviation from this permit.~~

~~The instrument used for determining the pressure shall comply with Section C - Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated at least once annually.~~

~~The instrument used for determining the pressure shall have a range higher than 10 inches of water to accurately measure the range.~~

~~D.32.13 Broken or Failed Bag Detection~~

~~(a) For a single compartment baghouse controlling emissions from a process operated continuously, a failed unit and the associated process shall be shut down immediately until the failed unit has been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).~~

~~(b) For a single compartment baghouse controlling emissions from a batch process, the feed to the process shall be shut down immediately until the failed unit has been repaired or replaced. The emissions unit shall be shut down no later than the completion of the processing of the material in the line. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).~~

~~Bag failure can be indicated by a significant drop in the baghouse pressure reading with abnormal visible emissions, by an opacity violation, or by other means such as gas temperature, flow rate, air infiltration, leaks, dust traces or triboflows.~~

~~D.32.14 Maintenance of CEMS [326 IAC 2-7-5(3)(A)(iii)]~~

~~(a) In the event that a breakdown for the LMFs EU-13 (a) and (b) SO_2 continuous emission monitoring system (CEMS) occurs, the Permittee shall maintain records of all CEMS malfunctions, out of control periods, calibration and adjustment activities, and repair or maintenance activities.~~

~~(b) The continuous emissions monitoring system (CEMS) shall be operated at all times the emissions unit or process is operating except for reasonable periods of monitor system downtime due to necessary calibration or maintenance activities or malfunctions. Calibration and maintenance activities shall be conducted pursuant to the standard operating procedures under 326 IAC 3-5-4(a).~~

~~(c) Except as otherwise provided by a rule or provided specifically in this permit, whenever a continuous emission monitor system (CEMS) is malfunctioning or will be down for calibration, maintenance, or repairs for a period of four (4) hours or more, the Permittee shall perform supplemental monitoring by using calibrated handheld monitors to measure the SO_2 emissions on a once per shift basis, unless the CEMS operation is restored prior to the end of the shift.~~

~~The handheld monitors shall be approved by the IDEM, OAQ.~~

~~(d) The Permittee shall keep records in accordance with 326 IAC 3-5-6(b) that includes the following:~~

~~(1) All documentation relating to:~~

~~(A) design, installation, and testing of all elements of the monitoring system; and~~

~~(B) required corrective action or compliance plan activities.~~

~~(2) All maintenance logs, calibration checks, and other required quality assurance activities.~~

~~(3) All records of corrective and preventive action.~~

~~(4) A log of plant operations, including the following:~~

~~(A) Date of facility downtime.~~

~~(B) Time of commencement and completion of each downtime.~~

~~(C) Reason for each downtime.~~

~~(e) The Permittee shall keep records that describe the supplemental monitoring implemented during the downtime to assure compliance with applicable emission limitations.~~

~~(f) In accordance with 326 IAC 3-5-7(5), the Permittee shall submit reports of continuous monitoring system instrument downtime, except for zero (0) and span checks, which shall be reported separately.~~

~~The reports shall include the following:~~

~~(1) Date of downtime.~~

~~(2) Time of commencement.~~

~~(3) Duration of each downtime.~~

~~(4) Reasons for each downtime.~~

~~(5) Nature of system repairs and adjustments.~~

~~(g) Nothing in this permit shall excuse the Permittee from complying with the requirements to operate a continuous emission monitoring system pursuant to 326 IAC 3-5, 326 IAC 2-2, and 40 CFR Part 60.~~

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.32.~~15~~**7**Record Keeping Requirements

~~(a) To document compliance with Condition D.32.11, the Permittee shall maintain once per day records of visible emission notation readings at the Meltshop LMF Baghouse stack exhaust and the reason for the lack of visible emission notation (e.g. the process did not operate that day).~~

~~(b) To document compliance with Condition D.32.12, the Permittee shall maintain records of once per day total static pressure drop during normal operation and the reason for the lack of pressure drop notation (e.g. the process did not operate that day).~~

(~~c~~ **a**) To document compliance with Condition D.32.5, the Permittee shall maintain records of the actual quantity of propane (LPG) used in the emission units identified as TD #3, MD #1, and MD #2. Records shall be taken monthly and shall be complete and sufficient to establish compliance with the limit established in Condition D.32.5. Records necessary to demonstrate compliance shall be available within 30 days of the end of each compliance period.

~~(d) To document compliance with Condition D.32.6(d), the Permittee shall maintain records of the amount of Fluorspar applied at the LMFs.~~

(~~c~~ **b**) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.32.~~16~~**8** Reporting Requirements

A monthly summary of the information to document compliance with Condition D.32.5 shall be submitted quarterly to the addresses listed in Section C - General Reporting Requirements, of this permit, using the reporting forms located at the end of this permit, or their equivalent, within thirty (30) days after the end of the quarter being reported. The report submitted by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

SECTION D.4

D.4.10 Baghouse Parametric Monitoring

(a) The Permittee shall record the pressure drop across the LMS-2 baghouse used in conjunction with LMS-2 or CS-1, at least once per day when the process is in operation. When for any one reading, the pressure drop across the baghouse is outside the normal range of ~~2.0 and 8.0~~ **1.0 and 10** inches of water or a range established during the latest stack test, the Permittee shall take reasonable response steps in accordance with Section C - Response to Excursions or Exceedances. A pressure reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps in accordance with Section C - Response to Excursions or Exceedances shall be considered a deviation from this permit.

***

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.4.12 Record Keeping Requirements

(a) To document compliance with Condition D.4.9, the Permittee shall maintain records of visible emission notations of the LMS baghouse stack exhaust once per day. The Permittee shall include in its daily record when a visible emission notation is not taken and the reason for the lack of visible emission notation (e.g. the process did not operate that day).

(b) To document compliance with Condition D.4.10(a), the Permittee shall maintain once per day records of the total static pressure drop during normal operation **and the reason for the lack of pressure drop notation (e.g. the process did not operate that day).**

(c) To document compliance with Condition D.4.10(b), the Permittee shall maintain once per day records of the fan amperes during normal operation.

~~(d) To document compliance with Condition D.4.12, the Permittee shall maintain records of baghouse inspections. These records shall include as a minimum, dates, initials of the person performing the inspections, results, and corrective actions taken in response to excursions as required by the CAM for the Castrip, CS-1 (if any are required).~~

(~~e~~ **d**) To document compliance with Condition D.4.5(d), the Permittee shall maintain records of the amount of Fluorspar applied at the Castrip.

(~~f~~ **e**) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

SECTION D.23

D.23.1 Acid Regeneration PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD SSM 107-24348-00038, the acid regeneration system (EU-04) shall comply with the following BACT limits:

***

(c) PM and PM_{10} emissions shall be limited to ~~7.6 pounds per million cubic feet of natural gas burned, 0.04~~ **2.0** pounds per hour and ~~0.19~~ **8.8** tons per year.

***

Conclusion and Recommendation

The construction and operation of this proposed modification shall be subject to the conditions of the attached **PSD/Significant Source Modification No. 107-26591-00038 and Part 70 Significant Permit Modification No. 107-26659-00038**. The staff recommends to the Commissioner that these source and permit modifications be approved.

Appendix A

CONTROL TECHNOLOGY / PSD BACT ANALYSIS

Nucor Steel

Source Background and Description

Source Location:	**4537 South Nucor Road, Crawfordsville, Indiana 47933**
County:	**Montgomery**
SIC Code:	**3312**
Part 70 Operating Permit No.:	**T107-7172-00038**
PSD/SSM No.:	**107-26591-00038**
SPM No.:	**107-26659-00038**
Permit Reviewer:	**Aida De Guzman**

Nucor Steel submitted a permit application for the following activities:

(a) Modify the steel mini-mill by ducting the exhaust from the Ladle Metallurgy Furnaces (EU-13 (a) and EU-13 (b)) to Baghouses 1 and 2 of the Meltshop Electric Arc Furnaces. LMF (EU-13 (a) and LMF EU-13 (b)) were subject to BACT in PSD/SSM 107-24348-00038, issued on December 3, 2007.

(b) As part of this PSD application, IDEM is also resolving the following previously appealed PSD-BACT conditions:

D.4.1 Particulate PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD SSM 107-21359-00038, issued April 27, 2006, the strip caster line (consisting of units LMS-2, T-1 and CS-1) shall comply with the following BACT requirements.

(d) The filterable PM/PM_{10} emissions from the LMS-2 baghouse shall not exceed 0.0117 pounds of filterable PM/PM_{10} per ton of steel processed at the LMS-2 and 0.0018 grains per dry standard cubic feet (gr/dscf) at a maximum volumetric air flow rate of 200,000 dry standard cubic feet per minute.

(e) The filterable and condensible PM/PM_{10} emissions from the LMS-2 baghouse shall not exceed 0.0338 pounds of filterable and condensible PM/PM_{10} per ton of steel processed at the LMS-2 and 0.0052 gr/dscf at a maximum volumetric air flow rate of 200,000 dry standard cubic feet per minute.

D.24.2 Particulate Matter (PM/PM_{10}) PSD BACT Limits [326 IAC 2-2-3]

(a) Pursuant to 326 IAC 2-2-3 and PSD SSM 107-14297-00038, issued June 6, 2002, the total PM and PM_{10} (where PM_{10} includes filterable and condensible components) emissions from the 36 Main Burners, each at 1.622 MMBtu per hour, and the 3 Auxiliary Burners, each at 0.1 MMBtu per hour in the preheat furnace section of the galvanizing line shall not exceed 1.9 and 7.6 pounds per million standard cubic feet of natural gas usage respectively and use good combustion practices.

(b) Pursuant to 326 IAC 2-2-3 and PSD SSM 107-14297-00038, issued June 6, 2002, the total PM and PM_{10} (where PM_{10} includes filterable and condensible components) emissions from

the 44 Burners, each at 0.323 MMBtu per hour in the radiant tube section of the galvanizing line shall not exceed 1.9 and 7.6 pounds per million standard cubic feet of natural gas usage respectively and use good combustion practices.

The re-routing of emissions emissions from the LMFs to the EAFs baghouses is subject to re-evaluation of the BACT under 326 IAC 2-2, Prevention of Significant Deterioration Rules, since these re-routed units are BACT units. Likewise, the appealed PSD conditions require a PSD BACT re-evaluation.

Electric Arc Furnace (EAF) - is a furnace where scrap metal (charged material) is melted and refined. This furnace uses electric arc to heat the charged material. The furnace is built on a tilting platform to facilitate the pouring (tapping) of the molten steel into another vessel. This furnace consists of sections:

(a) the shell - consists of the sidewalls and lower steel bowl
(b) the hearth - consists of the refractory that lines the lower bowl
(c) the roof - may be refractory-lined or water cooled, and can be shaped as a section of a sphere, or as a frustum (conical section). The roof also supports the refractory delta in its center, through which one or more graphite electrodes enter.

Ladle Metallurgical Furnace (LMF) - is an intermediate steel processing unit that further refines the chemistry and temperature of the molten steel while it is still in the ladle. After tapping from the EAF, molten steel for high quality or specialty applications is subjected to further refining in a number of alternative processes collectively known as ladle metallurgy, ladle refining, or secondary steelmaking. The LMF step comes after the steel is melted and refined in the EAF, and before the steel is sent to the continuous caster.

The source requested an increase in the combined SO_2 limit from 0.25 lb/ton to 0.33 lb/ton and the mercury limit from 0.04 pound per hour to 0.08 pound per hour for the Meltshop Baghouses 1 and 2. No change is proposed for the other EAF BACT limits.

The proposed modification will be re-evaluated for SO_2 and mercury under 326 IAC 2-2-3(2), (PSD Rule: Control Technology Review Requirements).

The BACT analysis submitted by Nucor Steel, which has been reviewed and analyzed by IDEM, OAQ is based on the draft “Top-Down approach: BACT Guidance” published by USEPA, Office of Air Quality Planning Standards, March 15, 1990. The BACT analysis has been based on the following sources of information which have been reviewed or contacted:

(a) Downloadable USEPA RACT/BACT/LAER Clearinghouse (RBLC) System;
(b) USEPA/State/Local Air Quality Permits;
(c) Federal/State/Local Permit Engineers;
(d) Control Technology Vendors; and
(e) Inspection/Performance Test Reports.
(f) OAQPS Control Cost Manual.

BACT Definition and Applicability

Federal guidance on BACT requires an evaluation that follows a “top down” process. In this approach, the applicant identifies the best-controlled similar source on the basis of controls required by the regulation or the permit, or the controls achieved in practice. The highest level of the control is then evaluated for technical feasibility.

The five basic steps of a top-down BACT analysis are listed below:

Step 1: Identify Potential Control Technologies

The first step is to identify potentially "available" control options for each emission unit and for each pollutant under review. Available options should consist of a comprehensive list of those technologies with a potentially practical application to the emissions unit in question. The list should include lowest achievable emission rate (LAER) technologies, innovative technologies and controls applied to similar source categories.

Step 2: Eliminate Technically Infeasible Options

The second step is to eliminate technically infeasible options from further consideration. To be considered feasible, a technology must be both available and applicable. It is important in this step that any presentation of a technical argument for eliminating a technology from further consideration be clearly documented based on physical, chemical, engineering and source-specific factors related to safe and successful use of the controls.

Step 3: Rank The Remaining Control Technologies By Control Effectiveness

The third step is to rank the technologies not eliminated in Step 2 in order of descending control effectiveness for each pollutant of concern. If the highest ranked technology is proposed as BACT, it is not necessary to perform any further technical or economic evaluation, except for the environmental analyses.

Step 4: Evaluate The Most Effective Controls And Document The Results

The fourth step entails an evaluation of energy, environmental and economic impacts for determining a final level of control. The evaluation begins with the most stringent control option and continues until a technology under consideration cannot be eliminated based on adverse energy, environmental, or economic impacts.

Step 5: Select BACT

The fifth and final step is to select as BACT the most effective of the remaining technologies under consideration for each pollutant of concern. BACT must, at a minimum, be no less stringent than the level of control required by any applicable New Source Performance Standard (NSPS) and National Emissions Standard for Hazardous Air Pollutants (NESHAP) or state regulatory standards applicable to the emission units included in the permits.

BACT for Sulfur Dioxide (SO_2)

The BACT re-evaluation is for the Meltshop EAF Baghouses 1 and 2 which currently control the two (2) Electric Arc Furnaces (EAFs), identified as EAF #1 and EAF #2, two (2) Continuous Casters, identified as CC #1 and CC #2, desulfurization station (DS), ladle dryer, ladle preheater, one (1) Argon oxygen decarburization (AOD) vessel, identified as AOD1 and one (1) LMF EU-13 (c). With the proposed modification of consolidating the two (2) LMFs (EU-13 (a) and EU-13 (b)) emissions with the Meltshop EAF Baghouses 1 and 2, Nucor is proposing to increase the SO2 limit of 0.25 lb/ton (PTE of 549.7 tons/year) to 0.33 lb/ton (PTE of 725.6 tons/year) while eliminating the existing SO_2 limit of 0.42 lb/ton (PTE of 923.5 tons/year) for the LMFs (EU-13 (a) and EU-13 (b)) that are controlled by one (1) LMF Baghouse. Therefore, the Best Available Control Technology (BACT) for the Meltshop Baghouses 1 and 2 is as follows:

Step 1 – Identify Control Options

The following control technologies were identified and evaluated to control SO_2 emissions from the Meltshop - two (2) EAF #1 and EAF #2, two (2) Continuous Casters, identified as CC #1 and CC #2, desulfurization station (DS), ladle dryer, ladle preheater, one (1) Argon oxygen decarburization (AOD) vessel, identified as AOD1, (1) LMF EU-13 (c) with the addition of SO_2 emissions from the re-routed two (2) LMFs EU-13 (a) and EU-13 (b):

(a) Lower-Sulfur Charge Substitution; and

(b) Flue Gas Desulfurization (FGD) options:
  (1) Wet Scrubbing
  (2) Spray Dryer Absorption (SDA)
  (3) Dry Sorbent Injection (DSI)

Step 2 – Eliminate Technically Infeasible Control Options

The test for technical feasibility of any control option is whether it is both available and applicable to reducing SO_2 emissions from EAFs, LMFs, Continuous Casters, AOD, desulfurization station, ladle preheaters and ladle dryers. The previously listed information resources were consulted to determine the extent of applicability of each identified control alternative.

(a) Lower-Sulfur Charge Substitution-- Based on discussions with plant personnel, charge substitution with lower sulfur-bearing raw materials is not practical due to inconsistent availability.

Nucor presently uses low sulfur injection carbon (0.73%S - 0.83%S) and charge carbon (0.77%S) in the steel making process. Recently, however, Nucor has found that these materials have uncertain future availability. For example, Nucor's present low sulfur injection carbon may not always be available because the source does not offer long term contracts. Therefore, as part of the proposed BACT analysis for the meltshop processes, Nucor is seeking to ensure that the BACT determination does not "lock in" a reliance upon low sulfur materials, including carbon/coke, which may not be available in the longer term.

Since emissions from the actual steel production starts at the EAFs by the melting of the scrap metal/charged material, it is therefore, appropriate to reduce the emissions by choosing quality charge materials and low sulfur content materials:

CARBON TYPES
Carbon basically has 3 different uses at the EAFs: scrap, charge carbon (bucket fed and top fed), and injection carbon. Each of these carbon types acts differently in the operation. While there is some minor substitutability, none of these types can truly be a substitute for any of the others.

Scrap
This is carbon inherent in the scrap charge fed to the furnace. This carbon is consumed in the liquid phase of the steel. As such, it has a very high heating efficiency and the majority of the sulfur remains dissolved in the steel.

Charge Carbon (Bucket Fed) ~500 NT/Yr
This carbon is used to increase the amount of carbon in the liquid steel bath. While not as efficient as carbon already in the scrap, approximately 35 – 50% of the fixed carbon can be picked up in the bath depending on many variables. The balance of the fixed carbon acts on the slag (reducing FeO similar to injection carbon, but without the foaming effect) or

burns in the top space. Because of slag and metal mixing during charging, about one-half of this sulfur leaves as SO_x while the remainder stays in the steel and slag.

Charge Carbon (Top Fed) ~3500 NT/Yr
This carbon is used to reduce the FeO in the slag. It has a relatively high efficiency, with approximately 75% of the fixed carbon reducing FeO. Reaction in the top of the slag layer means that approximately 2/3 of the sulfur leaves as SO_x, while the remainder stays in the steel and slag.

Injection Carbon ~60,000 NT/Yr
This is a carbon media that is injected into the slag layer where it reduces FeO and generates CO gas. This foams the slag and improves electrical efficiency. It has a relatively high efficiency, with approximately 65 – 85% of the fixed carbon reducing FeO. Reaction in the middle of the slag layer means that approximately one-half of the sulfur leaves as SO_x, while the remainder stays in the steel and slag.

CARBON SOURCES
The sources of this carbon can take many forms. We are dealing with the chemically active "fixed" carbon and not the total carbon or BTU value. Volatiles in the carbon are flash distilled in the top space and play very little part in the furnace. Typical carbon sources are coal, metallurgical coke and petroleum coke.

Petroleum Coke
For many years petroleum coke was the preferred injection carbon source. This material was very high in fixed carbon, relatively low in sulfur (~1%), less abrasive, low in ash, and inexpensive. Since it was only available in small sizes (<1/4") it was not usable as charge carbon. In recent years low sulfur petroleum coke has been in high demand, costs have increased and availability is limited. Most places have tried substituting some blend of low and high (2-3%) sulfur petroleum cokes. As the supply tightened, more anthracite coal and metallurgical coke were blended to compensate for reduced availability of petroleum coke. The coal has a different density and does not transport well with petroleum coke in pneumatic systems. The metallurgical coke is very abrasive and erodes pipe and hoses at an unacceptable rate.

Metallurgical Coke
Metallurgical coke has been used both as charge and injection carbon. As charge carbon, the material works well. The high fixed carbon content and large piece size makes a good combination. The only drawback is that the coke tends to retain water. Excess water can be an explosion hazard, and precautions to drain water and avoid ice are vital. As mentioned above, the abrasive nature of metallurgical coke with the 10 – 20% ash content causes many problems as an injection carbon.

Coal
Anthracite coal is the primary coal used in EAF steelmaking. Bituminous coal can be used but has some serious problems. Due to higher volatile content, bituminous coal has lower ignition and flash points. This means that it can ignite and even explode under certain storage conditions. Some bituminous coal is used as charge carbon, but other than brief experiments, bituminous coal is not used as an injection carbon.

SUPPLY TRENDS
Petroleum coke has been rising in sulfur content for the past several years. As more of the world's available crude is heavier and higher in sulfur content, the sulfur levels in petroleum coke will continue to increase. Most domestic petroleum coke supplies are projected to be around 3-3.5% sulfur next year. The majority of the 2-2.5% sulfur is currently imported from Venezuela, a very politically unstable source. Lower sulfur petroleum cokes are

essentially unavailable at the present time.

Metallurgical coke is currently both manufactured in the U.S. and imported from overseas. Many of the U.S. producers are at least partially dependent on foreign coal. In the early part of this decade over supply from China severely damaged domestic production capability and, when the Chinese government restricted the export of coke, a severe shortage developed. Metallurgical coke producers in the U.S. are also heavily dependent on a very few coking coal deposits in the Northeast. The Pinnacle Mine fire and subsequent production difficulties imposed a *force majeure* situation that severely impacted the U.S. steelmaking industry.

Bituminous coal, while plentiful, is not suited to many steelmaking situations. The supply of low volatile low sulfur bituminous coal is not much better than that of the low sulfur anthracite discussed below. The low fixed carbon levels mean that much larger quantities are required to meet the carbon requirements of the EAFs and LMFs. These coals also pose a safety hazard in many existing storage and handling systems.

Anthracite coal is the mainstay of the low sulfur EAFs and LMFs carbon supply. U.S. production is confined almost exclusively to central Pennsylvania. The main alternative use of this material is home and industrial heating. This means that price and availability varies seasonally, and even within the seasons, weather conditions can drastically affect market conditions. This was demonstrated earlier this year when the State of Pennsylvania decided to keep heating with coal for an extra 2 months because oil and gas prices remained high. China, Russia, and Vietnam are major foreign suppliers of this material. In the last 3 years, the high ocean freights costs and market disruptions caused by expansion in China have made this imported material prohibitively expensive. Occasionally spot cargos have been offered when local demand temporarily drops, but these cargos disappear as soon as the local demand returns. Traders that do extensive business with China have been informed that the Chinese government plans to continue increasing tariffs and export restrictions to make China a net importer of coal and conserve both future reserves and limited infrastructure, which is tied up moving coal to the coast, instead of expanding their domestic economy. Thus, Chinese coal will not be available on the market in the reasonably foreseeable future.

Assessment

Because of the factors outlined above, continued availability of low sulfur carbon sources used in the Crawfordsville facility in the past is increasingly in question. Petroleum coke sulfur concentrations are increasing and low sulfur petroleum cokes are essentially unavailable. Metallurgical coke is limited in supply, not useable as an injection carbon, and is used for other critical industrial operations besides steelmaking, making it difficult to consistently obtain and subject to periodic price spikes. Bituminous coals are largely unsuited to steelmaking, leaving anthracite as the remaining major source. Anthracite sulfur concentrations are also increasing and the supply of the lower sulfur coals is diminishing both domestically and in the world market. Therefore, continued availability of low sulfur sources of carbon cannot be assured.

The fixed carbon is another important variable. As the percent of fixed carbon diminishes, correspondingly more of the carbon source must be used to achieve the same result.

EFFICIENCY AND SULFUR EMISSIONS

Due to the differences in “fixed carbon,” where a lower fixed carbon source requires corresponding greater usage, usage rates vary and are shown in the table below as “equivalent cost” and “sulfur content” to petroleum coke (#1 on the chart above).

Carbon #*	Eqv % Sulfur	Other Problems
#1	2.75%	
#2	1.25%	Pipe Wear
#3	0.77%	Pipe Wear
#4	0.73%	Low Availability
#5	0.83%	Pipe Wear
#6	1.03%	Safety

*Carbon # refers to list under "Current Pricing" by carbon type

Nucor is presently using #4 and #5 as injection carbon (0.73%S - 0.83%S) and #3 as charge carbon (0.77%S). These are the lower end %S materials available today. Of these compounds, #1 and #6 could potentially substitute for the current injection carbon (#4 and #5) and #2 could substitute for #3. Unfortunately, #6 is of limited availability. Therefore, only #1 and #2 are realistic options for long term operation.

Because of the combined problems caused by decreasing availability and the difficulty in relying upon the lower sulfur feedstocks including carbon sources, it is not feasible to maintain compliance with a much lower SO_2 limit of 0.33 lb/ton at the proposed operational set up. Instead, BACT must be set at a level that will allow Nucor to use reasonably available feedstocks in the future. Typical feedstock sulfur percentages are as follows:

Data for average S content for raw materials

Steel Scrap	0.02-0.1%
Pig Iron	0.026%
HBI	0.005%
Coal	included in BACT discussion above

Based on this uncertainty in the availability of lower sulfur content injection carbon (decreasing supply), Nucor was limited in the SO_2 emissions from the EAF Baghouses 1 and 2 to 0.25 lb/ton. However, with the addition of the SO_2 emissions from the re-routed LMFs (EU-13 (a) and EU-13 (b)), Nucor is requesting to increase this limit to 0.33 lb/ton. Note: Emissions will result depending on how many times the same throughput is handled or processed.

(b) Flue Gas Desulfurization - FGD systems currently in use for SO_2 abatement can be classified as wet and dry systems. Note that based on a review of the RBLC database and discussions with various individuals knowledgeable about steel mill operations, it was revealed that control technologies for SO_2 abatement have not been successfully implemented for EAFs and LMFs. However, FGD options which have been traditionally applied to utility boilers may be available to control SO_2 from the EAFs and LMFs. Therefore, the application of these technologies to the existing EAFs and LMFs will be examined further.

For FGD controls in general, the expected variability and low SO_2 concentrations in the gas stream are not amenable to responsive FGD treatment which is typically geared for high sulfur fuel combustion systems. In addition, the relatively large gas flow and the large amplitude temperature variations will play havoc with reaction kinetics as there are no available pre-concentration or uniform load scheme that would temper the perturbations. In conclusion, the effective SO_2 control efficiencies would be significantly impaired.

(1) Wet Scrubbing -- Wet scrubbers are regenerative processes which are designed to maximize contact between the exhaust gas and an absorbing liquid. The exhaust gas is scrubbed with a 5 - 15 percent slurry, comprised of lime (CaO) or limestone ($CaCO_3$) in suspension. The SO_2 in the exhaust gas reacts with the CaO or

$CaCO_3$ to form calcium sulfite ($CaSO_3.2H_2O$) and calcium sulfate ($CaSO_4$). The scrubbing liquor is continuously recycled to the scrubbing tower after fresh lime or limestone has been added.

The types of scrubbers which can adequately disperse the scrubbing liquid include packed towers, plate or tray towers, spray chambers, and venturi scrubbers. In addition to calcium sulfite/sulfate, numerous other absorbents are available including sodium solutions and ammonia-based solutions.

There are various potential operating problems associated with the use of wet scrubbers. They have a high system pressure drops, high clogging and fouling potential due to the presence of packing materials, which result in frequent maintenance. In this case, air emissions would be exchanged for a large-scale water pollution problem. Treatment of wet scrubber wastes requires advanced wastewater treatment including frequent maintenance by an experienced operator. Finally, the current volumetric exhaust gas flow rate from the EAFs and LMFs is approximately 2,727,960 acfm. When coupled with the relatively low SO_2 emission rates, a relatively small SO_2 concentration of around 1 - 20 ppmv is in the exhaust. The SO_2 concentration will also vary widely over the EAFs and LMFs cycle which operates as a batch process. This will preclude efficient application of wet scrubbing.

Based on discussions with major wet scrubber vendors (i.e., Wheelabrator Air Pollution Control Inc., Bionomic Industries Inc., Beco Engineering Company, Ducon Technologies Inc.), there was a lack of experience in applying wet scrubbing technology for an EAF and LMF application. This fact corroborated the findings from the review of the RBLC database and discussions with various individuals knowledgeable about steel mill operations that control technologies for SO_2 abatement have not been successfully implemented for EAFs and LMFs for the following reasons:

(i) Essential nature of EAF and LMFs operations on a batch basis;

(ii) Inability to efficiently control SO_2 due to cyclic nature of process, timing of SO_2 evolution from the furnace, and duration of SO_2 emissions;

(iii) Variability of SO_2 emissions and low SO_2 concentrations;

(iv) Variability of gas flow and temperature with unpredictable thermal cycling; and

(v) Unable to provide credible and sustained SO_2 removal guarantees due to above reasons.

Thus, the wet scrubber option is considered technically infeasible for this application and will not be considered any further in this BACT analysis.

(2) Spray Dryer Absorption (SDA) -- An alternative to wet scrubbing is a process known as dry scrubbing, or spray-dryer absorption (SDA). As in wet scrubbing, the gas-phase SO_2 is removed by intimate contact with a suitable absorbing solution. Typically, this may be a solution of sodium carbonate (Na_2CO_3) or slaked lime [$Ca(OH)_2$]. In SDA systems the solution is pumped to rotary atomizers, which create a spray of very fine droplets. The droplets mix with the incoming SO_2-laden exhaust gas in a very large chamber and subsequent absorption leads to the formation of sulfites and sulfates within the droplets. Almost simultaneously, the

sensible heat of the exhaust gas which enters the chamber evaporates the water in the droplets, forming a dry powder before the gas leaves the spray dryer. The temperature of the desulfurized gas stream leaving the spray dryer is now approximately 30 - 50 ^{o}F above its dew point.

The exhaust gas from the SDA system contains a particulate mixture which includes reacted products. Typically, baghouses employing teflon-coated fiberglass bags (to minimize bag corrosion) are utilized to collect the precipitated particulates.

The SDA process would not have many of the potential operating problems associated with the wet scrubbing systems. Currently, the volumetric exhaust gas flow rate from the meltshop(s) is approximately 2,727,960 acfm. When coupled with the relatively low SO_2 emission rates, a relatively small SO_2 concentration of around 1 - 20 ppmv is in the exhaust. The SO_2 concentration will also vary widely over the EAFs cycle. Based on discussions with a major SDA vendor (Wheelabrator Air Pollution Control Inc.), this control alternative has significant limitations for effective technical applicability for an EAF and LMF application:

(i) The very low SO_2 concentration of around 1 - 20 ppmv in the influent coupled with a relatively large gas flow of 2,727,960 acfm would retard the adequate contact interface with the reagent. The vendor noted that the inlet SO_2 concentrations would be lower than the outlet concentrations that most SDAs are designed for;

(ii) The variations in the SO_2 concentration during and between heats would severely impair the control system's capability to respond adequately. SDA systems are not designed for adept load-follow flexibility;

(iii) The low temperature of the exhaust gas of around 250 ^{o}F and the low gas moisture would not allow sufficient thermal gradient for an appropriate approach to saturation which typically specifies that the temperature of the desulfurized gas stream leaving the spray dryer be around 30 – 50 ^{o}F above its dew point;

(iv) Thermal cycling during the regular batch operation of the EAFs in conjunction with the melting and refining heats could potentially result in less than desirable temperature approaches to saturation, thereby, raising the prospect of wet fouling. The system would be hard to control with attendant near-loss of SO_2 control efficiencies; and

(v) Unable to provide credible and sustained SO_2 removal guarantees due to above reasons.

Thus, SDA dry scrubbing option is considered technically infeasible for this application and will be not be considered any further in this BACT analysis.

(3) Dry Sorbent Injection (DSI) -- This control option typically involves the injection of dry powders into either the furnace or post-furnace region of utility-sized boilers. This process was developed as a lower cost option to conventional FGD technology. Since the sorbent is injected directly into the exhaust gas stream, the mixing offered by the dry scrubber tower is not realized. The maximum efficiency realized for this SO_2 control technology is estimated to be fairly nominal. It is felt that if sufficient amounts of reactants are introduced into the flue gas, there is a possibility of some degree of mixing and reaction. The science is inexact and the

coupling of reactant dosage and in-flue mixing which impacts the SO_2 control efficiency is susceptible to variability in SO_2 concentrations.

The dry sorbent injection process would not have many of the potential operating problems associated with the wet scrubbing systems. Currently, the volumetric exhaust gas flow rate from the EAFs and LMFs is approximately 2,727,960 acfm. When coupled with the relatively low SO_2 emission rates, a relatively small SO_2 concentration of 1 - 20 ppmv is in the exhaust. The SO_2 concentration will also vary widely over the EAFs and LMFs cycle. The injection dose of sorbent materials would be hard to control in order to match variability in SO_2 concentrations. Similar control systems are fraught with chronic operational problems with the sensors requiring frequent maintenance and calibration.

Based on discussions with a major scrubbing vendor (Wheelabrator Air Pollution Control Inc.), this control alternative has significant limitations for effective technical applicability for an EAF and LMF application which were discussed earlier in the context of a dry scrubbing (SDA) system:

(i) The very low SO_2 concentration of around 1 - 20 ppmv in the influent coupled with a relatively large gas flow of 2,727,960 acfm would retard the adequate contact interface with the reagent. The vendor noted that the inlet SO_2 concentrations would be lower than the outlet concentrations that most DSIs are designed for;

(ii) The variations in the SO_2 concentration during and between heats would severely impair the control system's capability to respond adequately. DSI systems are not designed for adept load-follow flexibility and variable reactant dose control with fast response times comparable to anticipated process conditions;

(iii) Due to the anomalies of mixing afforded by the process, the reaction kinetics are not very flexible and rather time-dependent. Unlike the SDA system, the mixing uncertainty can potentially reduce DSI technology to a sheer brute-force proposition resulting in unstable and unpredictable performance;

(iv) In a DSI-fabric filter coupled system configuration, whereby most of the reaction takes place on the filter cake on the bags, the vendor felt that adequate residence time simply would not be available since the attendant higher particulate load would necessitate a higher cleaning frequency of the fabric filter; and

(v) Unable to provide credible and sustained SO_2 removal guarantees due to above reasons.

Thus, DSI dry scrubbing option is considered technically infeasible for this application and will be not be considered any further in this BACT analysis.

Step 3 – Rank Remaining Control Technologies by Control Effectiveness

Various control alternatives were reviewed for technical feasibility in controlling SO_2 emissions from the EAFs and LMFs. With the exception of using a scrap management program, which is already being implemented at the source, the applicability of the remaining control alternatives identified were determined to be technically infeasible. Since, only a single control alternative was ascertained to be technically feasible, no ranking of control alternatives has been provided.

Step 4 – Evaluate the Most Effective Controls and Document Results

Implementation of a scrap management program, was the only technically feasible control option for controlling the SO_2 emissions from the two (2) EAFs, two (2) Continuous Casters, identified as CC #1 and CC #2, desulfurization station (DS), ladle dryer, ladle preheater, one (1) Argon oxygen decarburization (AOD) vessel, identified as AOD1 and three (3) LMFs. Based on a review of the information resources referenced earlier, it has been determined that these control alternatives have not been successfully implemented to reduce SO_2 emissions from these operations.

Step 5 – Select BACT

A review of USEPA's RACT/BACT/LAER Clearinghouse, Indiana air permits and sources permitted by other states agencies, identified the following with respect to Meltshop - EAFs and LMFs:

Plant	RBLC ID or Permit #	Date Issued and State	Capacity	SO_2 Control Technology/ SO_2 Emissions Limit
Proposed: Nucor Steel - Crawfordsville	PSD 107-24348-00038	Proposed (Indiana)	502 tons/hr and 4,397,520 tons/yr	0.33 lb/ton
Current limit: Nucor Steel - Crawfordsville	PSD/SSM 107-24348-00038	11/21/2003	502 tons/hr and 4,397,520 tons/yr	0.25 lb/ton
STEEL MILLS WITH CONTINUOUS FEED (CONSTEEL) PROCESS				
Gerdau Ameristeel -Knoxville	-	(Tennessee)	capacity - unknown	**0.20 lb/ton**
Ameristeel – Charlotte	19-99v-567	4/29/1999 (North Carolina)	569,400 tons/yr	**0.23 lb/ton**
Nucor Steel – Darlington	0820-0001-CW	1/8/1998 (South Carolina)	300 tons/hr	0.25 lb/ton/0.675[a] lb/ton
Nucor Steel - Hertford County	08680T09	11/23/2004 (North Carolina)	capacity unknown	0.35 lb/ton
New Jersey Steel	-	- (New Jersey)	capacity unknown	no limit
STEEL MILLS WITH BATCH PROCESS				
Nucor-Yamato Steel – Blytheville		Arkansas	450 tons/hr	**0.15 lb/ton**
SDI – Butler, IN	CP033-8091-00043	6/25/1997 (Indiana)	200 tons/hr	**0.20 lb/ton**
Nucor Steel – Hickman	1139-AOP-R5	6/9/2003 (Arkansas)	capacity – 425 tons/hr	**0.20 lb/ton** **0.33 lb/ton (LMF & EAF)**
SeverCorr – Columbus	1680-00064	3/31/2005 Mississippi	capacity unknown	**0.20 lb/ton**
Nucor Steel –Berkeley County	-	- (South Carolina)	capacity unknown	**0.35 lb/ton**
Roanoke Electric Steel – Roankoe, VA	20131	11/6/1998 (Virginia)	100 tons/hr	**0.23 lb/ton**
Nucor Auburn Steel	7-0501-00044/00007	6/22/2004 (New York)	110 tons/hr	0.25 lb/ton
Beta Steel	PSD 127-9642-00036	5/30/2003 (Indiana)	151 tons/hr	0.25 lb/ton
SDI – Columbia City	PSD 183-10097-00030	7/9/1999 (Indiana)	200 tons/hr	0.25 lb/ton
Nucor Steel - Memphis	0710-04PC	11/6/2000 (Tennessee)	150 tons/hr	0.35 lb/ton /1.75[a] lb/ton
Nucor Steel – Tuscaloosa, Inc.	413-0033	6/6/2006 (Alabama)	300 tons/hr	0.46 lb/ton
Gallatin – Ghent	-	- (Kentucky)	capacity - unknown-	0.49 lb/ton
SDI - Pittsboro	PSD 063-16628-00037	8/29/2003 (Indiana)	125 tons/hr	Combined limits with the LMF: 0.25 lb/ton - low sulfur grade production series 1.5 lb/ton - 1100 SBQ series 1.8 lb/ton - 1200 SBQ series
Nucor Steel – Decatur, (formerly Trico Steel)	712-0037	7/11/2002 (Alabama)	440 tons/hr	0.50 - 0.62 lb/ton
IPSCO – Axis	503-8065	10/16/1998 (Alabama)	200 tons/hr	0.70 lb/ton
Chaparral Steel – Petersburg	51264	4/24/1998 (Virginia)	215 tons/hr	0.70 lb/ton
IPSCO – Montpelier, IA	-	(Iowa)	capacity unknown	0.70 lb/ton*

Plant	RBLC ID or Permit #	Date Issued and State	Capacity	SO_2 Control Technology/ SO_2 Emissions Limit
Arkansas Steel – Newport	35-AOP-R3	1/5/2001 (Arkansas)	50 tons/hr	0.70 lb/ton
Nucor Steel – Jewett	PSD-1029	1/5/2003 (Texas)	240 tons/hr	1.06 lb/ton
Nucor Steel – Norfolk	35677RC3	6/22/2004 (Nebraska)	EAF - (capacity unknown) - NOx emissions limit of 0.54 lb/ton	2.25 lb/ton
Nucor Steel - Plymouth	-	Utah	capacity unknown	194.96 lbs/3 hrs 137.07 lbs/24 hrs 322 tons/yr
Charter Steel – Saukville, WI	00DCF041	6/9/2000 (Wisconsin)	550,000 tons/yr	no limit
RECENT DETERMINATION				
Ellwood National Steel - PA	62-32B	8/18/2006	45 tons/hr	0.55 lb/ton
Republic Engineered Products, Inc. - Ohio	15-01591	8/20/2005	220 tons/hr	**0.18 lb/ton**
Wheeling Pittsburgh Steel Corp. - Ohio	0.6-07507	1/6/2005	350 tons/hr Consteel	105 lbs/hr EAF 14 lbs/hr LMF

Consteel ®- is the process of continuously feeding and preheating the metallic charge (scrap, pig iron, HB, etc.) to the EAF while controlling gaseous emissions. The charge is loaded directly from the scrap yard or rail car conveyor. The charge is then automatically and continuously transported to the EAF as it is preheated by off gases leaving the furnace through the preheat conveyor. Once preheated, the charge discharges into the EAF where it is continuously melted by the liquid steel. This permits constant flat bath operation, a key advantage over conventional (Batch) EAF process where scrap is melted directly by the EAF.

Batch Melting process - EAF in this type of process, produces batches of molten steel known "heats". The EAF operating cycle is called tap-to-tap cycle and is made up of the following operations:

(a) Furnace Charging - The roof and electrodes are raised and are swung to the side of the furnace to allow the scrap-charging crane to move a full bucket of scrap into place over the furnace. The bucket bottom is usually a clamshell design - i.e. the bucket opens up by retracting two segments on the bottom of the bucket. The scrap falls into the furnace and the scrap crane removes the scrap bucket. The roof and electrodes swing back into place over the furnace. The roof is lowered and then the electrodes are lowered to strike an arc on the scrap. This commences the melting portion of the cycle. Continuous charging operations such as Consteel ® eliminate the charging cycle.

(b) Melting - The melting period is the heart of EAF operations. The EAF has evolved into a highly efficient melting apparatus. Melting is accomplished by supplying energy to the furnace interior. This energy can be electrical or chemical.

(c) Refining - Refining operations in the electric arc furnace have traditionally involved the removal of phosphorus, sulfur, aluminum, silicon, manganese and carbon from the steel. These refining reactions are all dependent on the availability of oxygen.

(d) De-slagging - De-slagging operations are carried out to remove impurities from the furnace. During melting and refining operations, some of the undesirable materials within the bath are oxidized and enter the slag phase.

(e) Tapping - Once the desired steel composition and temperature are achieved in the furnace, the tap-hole is opened, the furnace is tilted, and the steel pours into a ladle for transfer to the next batch operation (usually a ladle furnace or ladle station).

(f) Furnace turn around - Is the period following completion of tapping until the furnace is

recharged for the next heat. During this period, the electrodes and roof are raised and the furnace lining is inspected for refractory damage.

The following eight sources from the above table of BACT requirements for Meltshop processes have the most stringent SO_2 limits:

Nucor Yamato Steel - has a SO_2 limit of 0.15 lb/ton, which was based on a production rate of 450 tons/hr, while Nucor's proposes to increase the limit of 0.25 lb/ton to 0.33 lb/ton due to the addition of the two (2) existing LMF exhaust into the EAFs baghouses 1 and 2. The EAF baghouses currently control two (2) EAFs, Argon Oxygen Decarburization (AOD), Continuous Casters, and one (1) LMF emissions. Nucor Yamato produces steel beams that requires a higher sulfur content, while Nucor - Indiana products (steel sheets) require a lower sulfur content. As a result Nucor – Indiana must remove more sulfur from its steel than Nucor Yamato. This sulfur is lost or emitted as sulfur dioxide. Therefore, Nucor Yamato will not be considered in this BACT analysis.

Republic Engineered Products, Inc., Ohio - This source has a SO_2 limit of 0.18 lb/ton for one (1) Ladle Metallurgical Furnace No. 2. Although this limit is lower than Nucor - Indiana's 0.33 lb/ton, Nucor's limit is based on different sets of emission units ducted into the Meltshop baghouse. Therefore, these limits are not comparable.

Gerdau Ameristeel, Knoxville, Tennessee - This source has a SO_2 limit of 0.20 lb/ton. Gerdau Ameristeel uses a Consteel ® process in producing their products and it is not comparable to the Batch melting process Nucor - Indiana utilizes in their steel sheet metal production. Therefore, Gerdau Ameristeel will not be considered in this BACT analysis.

Ameristeel, Charlotte, North Carolina - This source has a BACT limit of 0.23 lb/ton. Ameristeel Charlotte uses a Consteel ® process in producing their products and it is not comparable to the Batch melting process Nucor - Indiana utilizes in their steel sheet metal production. Therefore, Ameristeel will not be considered in this BACT analysis.

SDI - Butler, Indiana - This source has a limit of 0.20 lb/ton which was based on a combined limit for the two (2) EAFs and LMF, while Nucor - Indiana requests an increase in the SO2 emissions from 0.25 lb/ton to 0.33 lb/ton due to the addition of the two (2) existing LMF exhaust into the Meltshop EAF baghouses 1 and 2. The Meltshop baghouses currently control emissions from the two (2) EAFs, Argon Oxygen Decarburization (AOD), Continuous Casters, and one (1) LMF. SDI and Nucor are not comparable, because Nucor has more sets of processes ducted into its control system, than SDI - Butler. Therefore, SDI in this case is not comparable with Nucor and it will not be considered in this BACT analysis.

Nucor Steel – Hickman, Arkansas - This source has a SO_2 limit of 0.20 lb/ton, which was based on production rate of 425 tons/yr. However, when a third LMF was combined with the Meltshop EAF exhaust, a limit of 0.33 lb/ton was required as BACT. This limit is as stringent as the Nucor - Indiana proposed BACT of 0.33 lb/ton for the combined air stream from the two (2) Electric Arc Furnaces (EAFs), identified as EAF #1 and EAF #2, two (2) Continuous Casters, identified as CC #1 and CC #2, CC #1, desulfurization station (DS), ladle dryer, ladle dryer, preheater, one (1) Argon oxygen decarburization (AOD) vessel, identified as AOD1 and three (3) LMFs (EU-13 (a), EU-13 (b) and EU-13 (c)).

SeverCorr – Columbus, Mississippi - This source has a SO_2 limit of 0.20 lb/ton, which is more stringent than Nucor Steel's proposed limit of 0.33 lb/ton. However, this limit is based on emissions from the EAF only, while Nucor - Indiana's emissions limit of 0.33 lb/ton is for combined air stream from the two (2) Electric Arc Furnaces (EAFs), identified as EAF #1 and EAF #2, two (2) Continuous Casters, identified as CC #1 and CC #2, CC #1, desulfurization station (DS), ladle dryer, ladle dryer, preheater, one (1) Argon oxygen decarburization (AOD) vessel, identified as AOD1 and three (3) LMFs (EU-13 (a), EU-13 (b) and EU-13 (c)). Therefore, these plants are not

comparable.

Nucor Steel –Berkeley County, South Carolina - The RBLC indicates that this source has a SO_2 limit of 0.20 lb/ton and indicates that Nucor - Berkeley washes the metal scrap prior to melting to reduce the SO_2 emissions. However, based on the information acquired from Nucor - Berkeley "scrap washing" was not required in their permit and the SO_2 limit in their permit is 0.35 lb/ton. Therefore, Nucor -Berkeley is less stringent than the Nucor - Indiana proposed limit of 0.33 lb/ton.

Roanoke Electric Steel - The RBLC indicates that this source has a limit of 0.23 lb/ton. However, the source's Part 70 Permit indicates a 16.80 lbs/hr limit. It is not appropriate to compare the pounds per hour limit to a limit that has a different unit of measurement such as lb/ton, However if we were to compare both limits, lb/ton is more stringent than lb/hour because the pound per hour limit varies depending on the total capacity of the emission unit, the higher the capacity, the higher the pound per hour limit, and vice-versa. The lb/ton limit is an accurate comparison since it is based on per unit weight of production. Therefore, Roanoke Electric Steel is less stringent than Nucor - Indiana proposed limit of 0.33 lb/ton.

Nucor- Indiana SO_2 emissions from the LMFs, is attributable to the sulfur content of the raw materials added at the LMFs, and to a lesser extent, the residual sulfur carried over in the molten metal from the melting process at the EAFs. The present LMFs emission limit is 0.42 lb/ton. This limit will be eliminated due to the re-routing of the two (2) LMFs emissions into the EAFs Baghouses 1 and 2 and the removal of the LMF Baghouse.

None of the steel mill sources as reflected in the above table have proposed or successfully implemented any add on control devices to control SO_2 emissions from EAFs operation when combined with these other processes as proposed by Nucor - Indiana

Therefore, the BACT has been determined to be the following:

(a) The total SO_2 emissions from the meltshop baghouses 1 and 2, which control the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters, ladle preheater, ladle preheater/dryer, and three (3) LMFs, shall be limited to 0.33 lb/ton of steel produced.

BACT for Mercury

Mercury is derived from incoming scrap mix, alloys and other additives to the steel manufacturing process. Mercury is emitted as metal and a subset of the particulate emissions in the exhaust gas stream from the meltshop.

With the proposed modification of consolidating the LMF emissions with the melt shop baghouses 1 and 2, Nucor is proposing to raise the mercury emissions limit for the Meltshop baghouse from 0.04 lb/hr to 0.08 lb/hr to account for additional mercury emissions from the LMFs.

Step 1 – Identify Control Options

The following control technologies and practices were evaluated to control mercury emissions from the Meltshop operations:

(a) Fabric Filters or Baghouses
(b) Scrap Management Plan
(c) Carbon Injection and Carbon Bed Absorption
(d) Activated Carbon Injection
(e) Sodium Tetrasulfide Injection
(f) Lime Sorbent Injection

Step 2 – Eliminate Technically Infeasible Control Options

(a) Fabric Filters or Baghouse - A baghouse has been determined to be technically and economically feasible as control technology for controlling mercury emissions from the meltshop operations. The existing baghouses used for particulate emissions control will also reduce mercury emissions from these operations.

(b) Scrap Management Plan - The primary source of mercury emissions from the meltshop are from the mercury switches used by the automobile industry which are delivered to Nucor as shredded automotive scrap. Nucor, through its scrap broker, will accept shredded automotive scrap only from motor vehicle shredded scrap suppliers that are participating in the National Vehicle Switch Recovery Program (NVMSRP).

(c) Carbon Injection and Carbon Bed Absorption - Carbon injection and carbon bed absorption have been considered technically infeasible due to the following:

(1) The mercury emission levels vary throughout the meltshop batch cycle, creating a constantly changing set of exhaust characteristics. A carbon injection system would not have the ability to follow the widely variable gas characteristics. The high gas temperatures and the need for residence time to allow adsorption are expected to create carbon burning problems and generate additional SO_2 emissions since the injected carbon contains sulfur.

(2) Chlorides, which are present in the exhaust gases from sources, such as municipal solid waste and medical waste incinerators, combine with mercury to form a more easily collected compound. However, the meltshop exhaust gases do not contain sufficient quantities of chlorides, making mercury control from the meltshop more problematic. The difference in scrap used and the variability of the mercury throughout the meltshop batch cycle could not rule out this control option as not technically feasible because another steel mill has done a cost analysis for this control technology.

(d) Sodium Tetrasulfide Injection - This control measure requires the facility to inject dissolved sodium tetrasulfide into the flue gas stream. This system has a lower mercury removal efficiency, 87%. This control option cannot be ruled out as not technically feasible because another steel mill has done a cost analysis for this control technology.

(e) Lime Sorbent Injection -The final control measure requires the injection of dry lime absorbent utilizing a reactor to obtain intimate contact with the flue gas stream. As with the previous systems, it requires the installation of equipment such as a reactor, sorbent transfer system, and lime and ash storage silos including transfer equipment. In addition, the use of this system results in an increase in pressure-drop of the flue gas flow path that requires the facility to install new induced draft fans and motors. This control option cannot be ruled out as not technically feasible because another steel mill has done a cost analysis for this control technology.

Step 3 – Rank Remaining Control Technologies by Control Effectiveness

(a) Fabric Filters or Baghouses - 99%
(b) Lime Sorbent Injection - 93%
(c) Carbon Injection and Carbon Bed Absorption - 90%
(d) Sodium Tetrasulfide Injection - 87%
(e) Scrap Management Plan

These control options were determined to be technically feasible in removing mercury emissions from the meltshop operations.

Step 4 – Evaluate the Most Effective Controls and Document Results

Economic evaluation have been made for the Lime Sorbent Injection, Carbon Injection and Carbon Bed Adsorption and Sodium Tetrasulfide Injection. Annualized costs were determined based on a previous economic analysis on a similar steel mill mercury sources.

Economic Analysis:

An economic analysis has been made based on the economic analysis prepared by Co-Steel of Sayreville, New Jersey, for the meltshop mercury emission reductions. Although the Co-Steel analysis was prepared in 2000, there has been no mercury control measures developed since that time. As a result, the Co-Steel economic analysis remains a reliable basis for an analysis. The primary difference between Nucor's operation and that of Co-Steel is the size of the meltshop baghouse. Co-Steel operated a baghouse with a maximum flow of 500,000 actual cubic feet per minute (acfm), while Nucor's baghouses have a flow rate of approximately 2.73 million acfm. Thus, Nucor exhausts 5.5 times as much air from its meltshop baghouse as does Co-Steel.

The Co-Steel analysis examined three control options for mercury emissions from the baghouse: lime sorbent injection, activated carbon injection and sodium tetrasulfide injection.

(a) Lime Sorbent Injection - Co-Steel estimated the capital investment at $5,289,249 to install a lime sorbent injection system for 500,000 acfm exhaust air. This capital investment alone makes this system cost prohibitive. Nucor's exhaust air, which is 5.5 times higher than Co-Steel air flow does not necessarily make the capital investment 5.5 times higher than $5,289,249. Therefore, using the Co-Steel capital investment of $5,289,249, it would still be cost excessive for Nucor to control the meltshop mercury emissions. Nucor's proposed emission limit (including the LMF (EU-13 (a) and LMF (EU-13 (b) emissions) is 0.08 lb/hr and 0.35 ton/year. If Nucor installed this system with a 93% control efficiency, it would potentially eliminate 0.33 ton/year or 660 pounds per year of mercury. This results is a cost per pound of $8,014. See the below table for the cost summary:

Lime Sorbent Injection Cost Analysis	
Capital Investment Cost	$5,289,249
Control efficiency	93%
Mercury PTE, tons/year	0.35
Mercury Removed, tons/year (pounds/year)	0.33 (660)
Cost Effectiveness, $/pound Removed	**$8,014**

Therefore, at $8,014 per pound of mercury removed, it is cost prohibitive to install this control technology.

(b) Activated Carbon Injection - This system represents a total capital investment of $513,228. Following the same cost concept used for the lime sorbent injection system, this system would still be cost excessive for Nucor to control the meltshop mercury emissions. If Nucor installed the Co-Steel 90% control efficiency system, it would potentially eliminate 0.315 ton/year or 630.7 pounds per year of mercury. This results in a cost of $814 per pound of mercury removed. See the below table for the cost summary:

Activated Carbon Injection Cost Analysis	
Capital Investment Cost	$513,228
Control efficiency	90%
Mercury PTE, tons/year	0.35
Mercury Removed, tons/year (pounds/year)	0.315 (630.7)
Cost Effectiveness, $/pound Removed	**$814**

Therefore, at $814 per pound or $1,629,295 to control a fraction of 1 ton of mercury removed, it is cost prohibitive to install this control technology.

(c) Sodium Tetrasulfide Injection - This system has a lower mercury removal efficiency, 87%, and a much greater capital investment at $1,627,239 than does the activated carbon injection measure. If Nucor installed this system with an 87% control efficiency, it would potentially eliminate 0.305 ton/year or 610 pounds per year of mercury. This results in a cost of $2,668 per pound of mercury removed. See the below table for the cost summary:

Sodium Tetrasulfide Injection Cost Analysis	
Capital Investment Cost	$1,627,239
Control efficiency	87%
Mercury PTE, tons/year	0.35
Mercury Removed, tons/year (pounds/year)	0.305 (610)
Cost Effectiveness, $/pound Removed	**$2,667**

Therefore, at $2,667 per pound or $5,335,209 to control a fraction of 1 ton of mercury removed, it is cost prohibitive to install this control technology.

In addition, none of the above three control technologies are considered commercially available technologies for application in a meltshop operation. As a result, Co-Steel was not able to obtain any performance guarantees for mercury removal at its operation.

Step 5 – Select BACT

A review of USEPA's RACT/BACT/LAER Clearinghouse, Indiana air permits and sources permitted by other states agencies, identified the following with respect to the Meltshop operations:

Plant	RBLC ID or Permit #	Date Issued and State	LMF Capacity	Mercury Control Technology/Mercury Emissions Limit
Proposed: Nucor Steel Crawfordsville	PSD 107-26591-00038	Proposed (Indiana)	502 tons/hr and 4,397,520 tons/yr	Meltshop baghouses 1 and 2 limit, – 0.08 lb/hr based on a 3-hour block average Scrap Management and using baghouses
Current limit: Nucor Steel Crawfordsville	PSD 107-26591-00038		502 tons/hr and 4,397,520 tons/yr	Meltshop baghouses 1 and 2 limit, – 0.04 lb/hr based on a 3-hour block average Scrap Management and using baghouses
SDI, Whitley	PSD 183-18426-00030	11/18/2005 (Indiana)	300 tons/hr	0.1563 lb/hr Scrap Management

Plant	RBLC ID or Permit #	Date Issued and State	LMF Capacity	Mercury Control Technology/Mercury Emissions Limit
				and using baghouses
Republic Engineered Products	15-01591	8/30/2005 (Ohio)	183 tons/hr	EAF - 0.0610 lb/hr
Nucor Steel Marion, Inc.	03-16353	8/18/2005 (Ohio)	70 tons/hr	EAF – 0.0630 lb/hr
Wheeling Pittsburgh Steel Corp/	06-07507	1/6/2005 (Ohio)	250 tons/hr	EAF – 0.1190 lb/hr
Charter Manufacturing Co.	13-04176	4/14/2003	110 tons/hr	EAF – 0.0520 lb/hr

Nucor Crawfordsville is proposing the most stringent BACT for mercury from among the sources listed in the above table. Although Charter Manufacturing, Republic Engineered Products and Nucor Steel Marion, Inc. have lower BACT limits (0.0520 lb/hr, 0.0610 lb/hr and 0.0630 lbs/hr, respectively), these limits were based on a much lower capacities than Nucor-Crawfordsville. Therefore, the BACT for mercury shall be as follows:

(a) The total mercury emissions from the meltshop baghouses 1 and 2, which control the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters, ladle preheater, ladle preheater/dryer, and three (3) LMFs, shall be limited to 0.08 pound per hour based on 502 tons/hour capacity.

(b) Minimized mercury emissions by implementing Scrap Management Program (SMP).

(c) Use of a baghouse to control mercury emissions from the Meltshop operations.

BACT Re-Evaluation Due to Appeal

Appeal (17):

Nucor appealed Part 70 Operating Permit Conditions D.4.1(d) & (e): Particulate Matter Emissions Limits in pounds per ton (lb/ton) of Steel - Nucor requests that IDEM, OAQ establish particulate BACT limits for the Castrip facility which includes an LMF, tundish, T-1 and a continuous strip caster (all ducted to the LMS baghouse) solely in gr/dscf, pound/hour and tons/year and eliminate the pound per ton limit. The current permit is limited as follows:

D.4.1 Particulate PSD BACT [326 IAC 2-2]

Pursuant to 326 IAC 2-2-3 (Control Technology Review Requirements) and PSD SSM 107-21359-00038, issued April 27, 2006, the strip caster line (consisting of units LMS-2, T-1 and CS-1) shall comply with the following BACT requirements.

(d) The filterable PM/PM_{10} emissions from the LMS-2 baghouse shall not exceed 0.0117 pounds of filterable PM/PM_{10} per ton of steel processed at the LMS-2 and 0.0018 grains per dry standard cubic feet (gr/dscf) at a maximum volumetric air flow rate of 200,000 dry standard cubic feet per minute.

(e) The filterable and condensible PM/PM_{10} emissions from the LMS-2 baghouse shall not exceed 0.0338 pounds of filterable and condensible PM/PM_{10} per ton of steel processed at the LMS-2 and 0.0052 gr/dscf at a maximum volumetric air flow rate of 200,000 dry standard cubic feet per minute.

Since this appealed condition is a PSD BACT condition a re-evaluation of the BACT has been made for the Castrip facility. This re-evaluation will not affect the control technology already determined for these operations since the current control is the most effective control technology determined for these types of operations. In addition, there have been no other control technologies used by other similar sources.

The appealed pound per ton (lb/ton) particulate limit has been determined to be inconsistent with the previous BACT determination, and not appropriate for limiting emissions from baghouses because the presence of emissions is not solely correlated to the presence of the underlying process. Although the process stops, particulate continues to be released from the baghouse dustcake, which is inconsistent with the assumption of pound/ton limits that emissions result solely from the production process.

Based on the mechanics of fabric filter/baghouse operation, dust from a gas stream is removed by passing the stream through a porous fabric. Dust particles form a more or less porous cake on the surface of the fabric. It is this porous dustcake that is necessary for filtration purposes.

Under normal operating conditions, dust in the influent gas stream will (1) strike the cake and adhere to the surface of the cake, (2) roll down the interstitial pores in the cake and adhere to or be "sieved" by the cake prior to reaching and passing through the fabric filter itself, or (3) pass through the interstitial pores in the cake until it reaches the fabric itself, where it will either be sieved or pass through the fabric. In addition to influent particulate matter striking and passing through the filter cake and fabric, the filter cake may lose some of the particles in the cake when they detach from the cake and pass through pores in the cake and fabric. This detachment can occur, in part, because pore flow velocity through the remaining pores in the cake increases over time as other pores are blocked after sieving particles. Increased pore velocity increases the chance of particle detachment. Any particles released from the filter cake and fabric filter media, regardless of mechanism, are counted as emissions or against the control efficiency of the combined fabric filter/filter cake.

During periods when steel production is not occurring, influent dust is eliminated or greatly reduced. However, when the baghouse fans remain running, loss of dust particles from the dust cake does not stop. The only way to stop this mechanism is to eliminate air flow through the fabric filter and filter cake. Thus, the lb/ton unit of measurement used as a limit for particulate emissions from the Castrip is not appropriate.

SELECT BACT - For the Castrip facility - LMF, Tundish and Continuous Strip Caster:

A review of USEPA's RACT/BACT/LAER Clearinghouse, Indiana air permits and sources permitted by other states agencies, identified the following with respect to the Castrip:

Plant	RBLC ID or Permit #	Date Issued and State	Capacity	Particulate Control Technology/ Particulate Emissions Limit
Proposed: Nucor Steel Crawfordsville	PSD 107-26591-00038	Proposed (Indiana)	270 tons/hour	CASTRIP - LMS-2, tundish and Continuous Strip Caster Baghouse -- Filterable PM/PM_{10} = 0.0018 gr/dscf and 3.08 pound/hour Filterable + Condensible PM/PM_{10} = 0.0052 gr/dscf & 8.9 pound per hour
Current Limits: Nucor Steel Crawfordsville	PSD 107-21359-00038	4/27/2006	270 tons/hour	CASTRIP - LMS-2, tundish and Continuous Strip Caster Baghouse -- Filterable PM/PM_{10} = 0.0117 lb/ton and 0.0018 gr/dscf Filterable + Condensible PM/PM_{10} = 0.0338 lb/ton and 0.0052 gr/dscf
V & M Star - Ohio	P0103660 OH-0316	9/23/2008	830,000 tons/year	Continuous Caster Baghouse - Filterable PM_{10} = 0.5 lb/hour
Steel Corr - Arkansas	AR-0077	7/22/2004	not mentioned	Continuous Caster Baghouse

Plant	RBLC ID or Permit #	Date Issued and State	Capacity	Particulate Control Technology/ Particulate Emissions Limit
				- Filterable PM_{10} - 0.0018 gr/dscf
New Steel International, Inc.- Ohio	OH-0315	5/6/2008	662 ton/hour	Continuous Caster, tundish preheaters and ladle preheaters Baghouse - PM/PM_{10} = 0.0022 gr/dscf, 1.4 lb/hr and 6.13 tons/yr
SDI, Whitley	PSD 183-18426-00030	11/18/2005 (Indiana)	300 tons/hour	LMS and Continuous Caster Baghouse - Filterable PM/PM_{10} = 0.0018 gr/dscf and 3.9 lb/hr Filterable + Condensible PM_{10} = 0.0052 gr/dscf and 11.2 lb/hr
Charter Manufacturing	OH-0276	6/10/2004	110 tons/hr	Continuous Caster only Baghouse - Filterable PM_{10} = 1.10 lb/hr
Nucor Yamato Steel - Arkansas	AR-0091	4/5/2006		Continuous Caster Baghouse - Filterable PM_{10} = 0.0052 gr/dscf
Nucor - Jewett Plant Steel Mill	TX-0463	1/15/2003		LMF and Continuous Caster Baghouse - PM = 13.9 lb/hr Filterable PM - 8.55 lb/hr
Nucor - Jewett Plant Steel Mill	TX-0399	1/15/2003	240 tons/hr	EAF, LMF and continuous caster Baghouse - PM = 55.55 lbs/hr

Each BACT determination in the above table is unique in itself, and cannot be compared with one another, because each facility controls a different set of emission units or processes. The type of baghouse to be installed depends upon the process to be controlled, its operating temperature, moisture level, abrasion resistance needed for the application, energy absorption capacity, gas stream chemistry, air to cloth ratio, etc. However, the most stringent in the above table is SDI with grain loading limits in combination with the pound per hour limits. The levels of the emission limits that are in pound per hour are based on the capacity of the process (the higher the throughput, the higher the pound per hour limit). Nucor is proposing to match SDI's grain loading limits. Therefore, the PSD BACT for Particulate emissions from the Castrip Facility - LMS, Tundish and Continuous Strip Caster has been determined to be the following:

(a) The filterable PM/PM_{10} emissions from the LMS-2 baghouse shall not exceed 0.0018 grains per dry standard cubic feet (gr/dscf) at a maximum volumetric air flow rate of 200,000 dry standard cubic feet per minute and 3.08 pound per hour.

(b) The filterable and condensible PM/PM_{10} emissions from the LMS-2 baghouse shall not exceed 0.0052 gr/dscf at a maximum volumetric air flow rate of 200,000 dry standard cubic feet per minute and 8.9 pound per hour.

BACT for Lead and Fluorides

Metallic lead and fluorides are derived from incoming scrap mix, alloys and other additives to the Meltshop. These metals are emitted as a subset of the particulate emissions in the exhaust gas stream from the Meltshop LMS-2 Baghouse associated with the Castrip facility - LMF, tundish and continuous strip caster (Section D.4) and Baghouses 1 and 2 associated with the EAFs, LMFs, desulfurization station and continuous casters (Section D.29). Part of the melted metal at the EAFs is transported to the Castrip building for the production of the thin steel strip.

Since the PM/PM_{10} emissions limits that are currently in lb/ton have been determined to be not

appropriate for limiting emissions from baghouses, these limits have been changed to gr/dscf and lb/hr. Therefore, the Lead and Fluorides emissions limits that are in lb/ton have also been eliminated.

SELECT BACT - For the Meltshop LMS-2 Baghouse associated with the Castrip facility - LMF, tundish and continuous strip caster (SectionD.4) and Baghouses 1 and 2 associated with the EAFs, LMFs, desulfurization station and continuous casters (section D.29).

A review of USEPA's RACT/BACT/LAER Clearinghouse, Indiana air permits and sources permitted by other states agencies, identified the following with respect to the Meltshop:

Plant	RBLC ID or Permit #	Date Issued and State	Capacity	Control Technology/ Lead and Fluorides Emissions Limits
Proposed: Nucor Steel Crawfordsville	PSD 107-26591-00038	Proposed (Indiana)	270 tons/hour	LMS 2 Baghouse (CASTRIP - LMS-2, tundish and Continuous Strip Caster) Lead = 0.13 pound/hour Fluorides = 2.7 pounds/hour
				Baghouses 1 and 2 (EAFs, LMFs, desulfurization station and continuous casters Lead - 0.24 pound/hour Fluorides = 5.02 pounds/hour
Current Limits: Nucor Steel Crawfordsville	PSD 107-21359-00038	4/27/2006	270 tons/hour	LMS 2 Baghouse (CASTRIP - LMS-2, tundish and Continuous Strip Caster) Lead = 0.00048 lb/ton and 0.13 pound/hour Fluorides = 0.01 lb/ton and 2.7 pounds/hour
				Baghouses 1 and 2 (EAFs, LMFs, desulfurization station and continuous casters Lead = 0.00048 lb/ton and 0.24 pound/hour Fluorides = 0.01 lb/ton and 5.02 pounds/hour
The Timken Company/Faircrest Plt.	OH-0246	2/20/2003	200 tons/hour	Baghouse - Fluorides = 1.4 lb/hour
Steel Dynamics, Inc. Columbia City, IN	PSD 183-18426-00030	11/18/2005	300 tons/hour	EAF Baghouse - Lead = 0.00048 lb/ton and 0.144 pound/hour Fluorides - 0.01 lb/ton and 2.09 pounds/hour

Steel Dynamics, Inc. - This source has lead and fluorides PSD BACT emissions limits that are similar to Nucor, in pound/ton and pound/hour. However, the lb/ton required in SDI's permit is being appealed and has never been demonstrated as achievable. Therefore, SDI will not be considered in this analysis.

The Timken Company/Faircrest Plant - This source was only limited for fluorides, which is in pound/hour and no pound/ton limit. This source PSD limit of 1.4 pound/hour seems to be more stringent than Nucor. However, the level of emissions depend upon the amount of fluorides (fluxing agent) used.

Based on this analysis, the PSD BACT for Lead and Fluorides have been determined to be the following:

LMS-2 Baghouse (CASTRIP - LMS-2, Tundish and Continuous Strip Caster):

(a) The Lead emissions from the Castrip, CS-1 shall be limited to 0.13 pound per hour, based on a 3-hour block average.

(b) The Fluorides emissions from the Castrip, CS-1 shall be limited to 2.7 pounds per hour, based on a 3-hour block average.

The Fluorides emissions from the Castrip shall be minimized by using granular Fluorspar and it shall be applied at an average rate of 250 pounds/heat or less at the Castrip.

Baghouses 1 and 2 (EAFs, LMFs, Desulfurization Station and Continuous Casters):

(a) The Lead emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 0.24 pound per hour, based on a 3-hour block average.

(b) The Fluorides emissions from the Meltshop Baghouses (1 and 2) controlling the two (2) EAFs, AOD, desulfurization station, two (2) Continuous Casters and three (3) LMFs EU-13 (a), EU-13 (b) and EU-13 (c) shall be limited to 5.02 pounds per hour, based on a 3-hour block average.

The fluorides emissions from the EAFs and LMFs shall be minimized by using granular Fluorspar, to minimize fluorides emissions and it shall be applied at an average rate of 250 pounds/heat or less at each EAFs and at an average rate of 500 pounds/heat or less at the LMFs.

Appeal (32)

Nucor appealed Part 70 Operating Permit Condition D.24.2(a) & (b): Redundant Filterable PM Emissions Limit for Natural Gas-Fired Sources - Nucor requests that IDEM, OAQ delete the filterable PM emissions limit for the natural gas-fired burners used in the galvanizing line operation. The current permit is limited as follows:

D.24.2 Particulate Matter (PM/PM_{10}) PSD BACT Limits [326 IAC 2-2-3]

(a) Pursuant to 326 IAC 2-2-3 and PSD SSM 107-14297-00038, issued June 6, 2002, the total PM and PM_{10} (where PM_{10} includes filterable and condensible components) emissions from the 36 Main Burners, each at 1.622 MMBtu per hour, and the 3 Auxiliary Burners, each at 0.1 MMBtu per hour in the preheat furnace section of the galvanizing line shall not exceed 1.9 and 7.6 pounds per million standard cubic feet of natural gas usage respectively and use good combustion practices.

(b) Pursuant to 326 IAC 2-2-3 and PSD SSM 107-14297-00038, issued June 6, 2002, the total PM and PM_{10} (where PM_{10} includes filterable and condensible components) emissions from the 44 Burners, each at 0.323 MMBtu per hour in the radiant tube section of the galvanizing line shall not exceed 1.9 and 7.6 pounds per million standard cubic feet of natural gas usage respectively and use good combustion practices.

Since this appealed condition is a PSD BACT condition a re-evaluation of the BACT has been made for the galvanizing burners.

The existing galvanizing line consists of 36 main burners, identified as PHB#1 – PHB#36, constructed in 1992, and modified in 2002, with heat input capacities of 1.622 MMBtu per hour each, and 3 auxiliary burners, each with a heat input capacity of 0.1 MMBtu per hour in the preheat furnace section of the galvanizing line, using natural gas rated at a maximum total capacity of 58.7 MMBtu per hour. The main burners use natural gas with propane as a backup fuel and exhaust to stack, S-27.

The radiant tube burners consist of 44 burners, identified as RB#1 – RB#44, constructed in 2002, each with a heat input capacity of 0.323 MMBtu/hour in radiant tube section with a maximum total capacity of 14.2 MMBtu/hr. The burners use natural gas with propane as a backup fuel and exhaust to stack, S-27.

The preheat burners and the radiant tube burners are used to heat the steel strip before it is coated with zinc. The zinc is heated up electrically and the zinc coating is air dried.

BACT Analysis:

Due to the very low particulate loading from the use of natural gas as the main fuel and propane as a backup fuel for these burners, the use of add-on control equipment is considered to be technically infeasible and will be precluded from further consideration in this BACT analysis.

Emissions from natural gas combustion are estimated using AP-42 emission factors (Table 1.4-2.). AP-42 has identified total PM as 7.6 lbs/million cubic feet. Further, this has been split into a condensible component of 5.7 lbs/million cubic feet and a filterable component of 1.9 lbs/million cubic feet. The footnote for the listed emission factor explains that "all PM (total, condensible and filterable) is assumed to be less than 1 micrometer in diameter. Therefore, the PM emission factors presented may be used to estimate PM, PM2.5 or PM_{10} emissions. Total PM is the sum of the filterable PM and condensible PM. Condensible PM is the particulate matter collected using EPA Method 202 (or equivalent). Filterable PM is the particulate matter collected on, or prior to, the filter of an EPA Method 5 (or equivalent) sampling train".

SELECT BACT - For the Natural Gas-Fired Galvanizing Line Burners

The original BACT Analysis done in PSD 107-14297-00038, issued on June 6, 2002 for the Galvanizing Line Burners did not identify previous BACT determinations for similar emission units to compare these Galvanizing Line Burners.

As part of the re-evaluation of the BACT for these Galvanizing Line Burners, the RBLC has been evaluated for the following process types but did not find heaters or burners similar to the galvanizing burners operation:

Process Type 11.310 - Natural Gas (including propane and LPG), Process Type 12.310 - Natural Gas (including propane and LPG), Process Type 19.600 - Miscellaneous Boilers, Furnaces and Heaters, Process Type 19.900 - Other Miscellaneous Combustion, Process Type 81.300 - Steel Foundry Processes, Process Type 81.390 - Other Steel Foundry Processes and Process Type 81.400 - Iron Foundry Processes:

Plant	RBLC ID or Permit #	Date Issued and State	Capacity	Particulate Control Technology/ Particulate Emissions Limit
Proposed: Nucor Steel - Crawfordsville	PSD 107-26591-00038	Proposed (Indiana)	0.1 through 1.622 MMBtu/hr	Burners - PM_{10} Filterable + Condensible = 7.6 lb/MMCF and no PM limit
Current Limits: Nucor Steel - Crawfordsville	PSD 107-142971-00038	6/6/2002	0.1 through 1.622 MMBtu/hr	Burners - PM = 1.9 lb/MMCF PM_{10} Filterable + Condensible = 7.6 lb/MMCF
Steel Corr - Arkansas	AR-0077	7/22/2004	9 MMBtu/hr	Galvanizing burner- Filterable PM_{10} = 0.0076 lb/MMBtu
New Steel International - Ohio	OH-0315	5/6/2008	not mentioned	Galvanizing burners - Filterable PM_{10} = 0.45 lb/hr
Nucor Corporation - Alabama	AL-0231	6/12/2007	98.7 MMBtu/hr	Galvanizing burners - PM = 0.0076 lb/MMBtu
Nucor Corporation - Arkansas	AR-0090	4/3/2006	not mentioned	Galvanizing burners - Filterable PM_{10} = 0.6 lb/hr
Thyssenkrupp & Stainless USA, LLC - Alabama	AL-0230	8/17/2007	not mentioned	Galvanizing burners - PM/PM_{10} = 0.0076 lb/MMBtu

All of the BACTs shown in the above table indicate that no add-on control equipment for Particulate control from galvanizing line burners had been applied. ThyssenKrupp in Alabama has the most stringent limit of PM/PM_{10} at 0.0076 lb/MMBtu. Therefore, the PSD BACT for the Galvanizing Line Burners has been determined to be the following:

(a) The total, filterable and condensible PM/PM_{10} emissions from the 36 Main Burners, each at 1.622 MMBtu per hour, and the 3 Auxiliary Burners, each at 0.1 MMBtu per hour in the preheat furnace section of the galvanizing line shall not 7.6 pounds per million standard cubic feet of natural gas usage and use good combustion practices.

(b) The total, filterable and condensible PM/PM_{10} emissions from the 44 Burners, each at 0.323 MMBtu per hour in the radiant tube section of the galvanizing line shall not exceed 7.6 pounds per million standard cubic feet of natural gas usage and use good combustion practices.

Air Quality Analysis (Appendix B)

Nucor Steel - Crawfordsville, Indiana (Montgomery County)

Tracking and Plant ID: 107-00038

Proposed Project

Nucor submitted a PSD application dated February 16, 2007, for a major modification to their steel plant. They also submitted a modeling addendum dated April 27, 2007, August 20, 2007, January 28, 2008 and May 16, 2008. The modification consists of various changes to the electric arc furnaces (EAFs), ladle metallurgy furnaces (LMFs), and Argon-Oxygen Decarburization (AOD) vessel; adding a third LMF; replacing like-kind burners in the tunnel furnace shuttles; and adding a natural gas-fired boiler to the cold mill. The January 28th submittal involved a stack height change for Stack 23. Stack 23 was lowered to 160 feet instead of 175 feet. The latest May 16th submittal involved Nucor raising the SO_2 emission limit for the melt shop baghouses and eliminating the existing permit limit at the LMF baghouse.

ERM prepared the modeling portion of the permit application for Nucor. This technical support document provides the air quality analysis review of the submitted modeling by ERM for Nucor.

Analysis Summary

Based on the potential emissions after controls, a PSD air quality analysis was triggered for SO_2, PM_{10}, CO, Pb, and NO_2. For VOCs, no analysis is required. The significant impact analysis was performed for NO_2, CO, SO_2 and PM_{10}. PM_{10} and CO did not exceed significant impact levels. A refined analysis was required for NO_2, SO_2, and Pb, and it showed no violation of the NAAQS or the PSD increment.
(Pre-construction monitoring requirements are not necessary since nearby monitoring was available from Fountain and Marion Counties.) An additional impact analysis was conducted and showed no significant impact. A Hazardous Air Pollutant (HAP) analysis was performed. Based on the HAPs modeling results, the source will not pose a health concern.

Air Quality Impact Objectives

The purpose of the air quality impact analysis in the permit application is to accomplish the following objectives. Each objective is individually addressed in this document in each section outlined below.

A. Establish which pollutants require an air quality analysis based on PSD significant emission rates.

B. Provide analyses of actual stack heights with respect to Good Engineering Practice (GEP), the meteorological data used, a description of the model used in the analysis, and the receptor grid utilized for the analyses.

C. Determine the significant impact level, the area impacted by the source's emissions and background air quality levels.

D. Demonstrate that the source will not cause or contribute to a violation of the National Ambient Air Quality Standard (NAAQS) or PSD increment if the applicant exceeds significant

impact levels.

E. Perform a qualitative analysis of the source's impact on general growth, soils, vegetation and visibility in the impact area with emphasis on any Class I areas. The nearest Class I area is Kentucky's Mammoth Cave National Park.

F. Perform a Hazardous Air Pollutant (HAP) screening for informational purposes.

G. Summarize the Air Quality Analysis.

Section A - Pollutants Analyzed for Air Quality Impact

Applicability

The PSD requirements, 326 IAC 2-2, apply in attainment and unclassifiable areas and require an air quality impact analysis of each regulated pollutant emitted in significant amounts by a major stationary source or modification. Significant emission levels for each pollutant are defined in 326 IAC 2-2-1 and in the Code of Federal Regulations (CFR) 52.21(b) (23) (i).

Proposed Project Emissions

VOCs, PM_{10}, NO_2, SO_2, CO, Pb, Beryllium, Fluorides, and Mercury are the pollutants that will be emitted from Nucor and are summarized below in Table 1. PM_{10}, NO_2, SO_2, and CO potential emissions after controls exceed the PSD significant emission rates and will require an air quality analysis.

TABLE 1
Significant Emission Rates for PSD

POLLUTANT	**SOURCE EMISSION RATE** (Facility totals in tons/year)	**SIGNIFICANT EMISSION RATE** (tons/year)	**PRELIMINARY AQ ANALYSIS REQUIRED**
VOC[1]	110.3	40	No[1]
PM_{10}	163.3	15	Yes
NO_2	413.6	40	Yes
SO_2	354.8	40	Yes
CO	2306.5	100	Yes
Pb	1.61	.6	Yes
Beryllium[2]	.27	.0004	Yes – See Footnote Below
Fluorides[2]	21.64	3	Yes – See Footnote Below
Mercury[2]	.24	.1	Yes – See Footnote Below

[1] An air quality analysis is not performed for VOCs because they are photochemically reactive Photochemical models like UAM-V are used in regulatory or policy assessments to simulate the impacts from all sources by estimating pollutant concentrations and deposition of both inert and chemically reactive pollutants over large spatial scales. Currently, U.S. EPA has no regulatory photochemical models which can take into account small spatial scales or single source PSD modeling for ozone.
[2] Beryllium, Fluorides, and Mercury have monitoring concentration thresholds listed in 326 IAC 2-2-4. There is no

National Ambient Air Quality Standard for these pollutants.

These are Nucor permitted emission rates that are taken from Table 2-1 of their application and their addendum dated August 20, 2007. These are also the emission rates that were modeled.

Section B – Good Engineering Practice (GEP), Met Data, Model Used, Receptor Grid and Terrain

Stack Height Compliance with Good Engineering Practice (GEP)

Applicability

Stacks should comply with GEP requirements established in 326 IAC 1-7-4. If stacks are lower than GEP, excessive ambient concentrations due to aerodynamic downwash may occur. Dispersion modeling credit for stacks taller than 65 meters (213 feet) is limited to GEP for the purpose of establishing emission limitations. The GEP stack height takes into account the distance and dimensions of nearby structures, which affect the downwind wake of the stack. The downwind wake is considered to extend five times the lesser of the structure's height or width. A GEP stack height is determined for each nearby structure by the following formula:

$$Hg = H + 1.5L$$

Where: Hg is the GEP stack height
H is the structure height
L is the structure's lesser dimension (height or width)

New Stacks

Since the new stack heights for Nucor are below GEP stack height, the effect of aerodynamic downwash will be accounted for in the air quality analysis for the project.

Meteorological Data

The meteorological data used in AERMOD consisted of 1988 through 1992 surface data from Indianapolis, Indiana, and upper air measurements taken at Peoria, Illinois. The meteorological data was downloaded from Lakes Environmental and preprocessed using AERMET.

Model Description

ERM used AERMOD, Version 07026. OAQ used the same model version to determine maximum off-property concentrations or impacts for each pollutant. All regulatory default options were utilized in the U.S. EPA approved model, as listed in the 40 Code of Federal Register Part 51, Appendix W “Guideline on Air Quality Models”.

Receptor Grid

OAQ modeling used the same receptor grids generated by ERM. The grid consisted of 1,717 receptors extending to 10 kilometers from the mill. Receptors were closely spaced (100 meters) near the mill boundary to identify the influence of building downwash.

Treatment of Terrain

Receptor terrain elevation inputs were interpolated from DEM (Digital Elevation Model) data obtained from the USGS. DEM terrain data was preprocessed using AERMAP.

Section C - Significant Impact Level/Area (SIA) and Background Air Quality Levels

A significant impact analysis was conducted to determine if the source would exceed the PSD significant impact levels (concentrations). If the source's concentrations exceed these levels, further air quality analysis is required. Refined modeling for SO_2, and NO_2 was required because the results did exceed significant impact levels. Significant impact levels are defined by the following time periods in Table 2 below with all maximum-modeled concentrations from the worst case operating scenarios.

TABLE 2
Significant Impact Analysis

POLLUTANT	TIME AVERAGING PERIOD	MAXIMUM MODELED IMPACTS (ug/m^3)	SIGNIFICANT IMPACT LEVEL (ug/m^3)	REFINED AQ ANALYSIS REQUIRED
NO_2	Annual*	1.65	1	Yes
PM_{10}	Annual*	.41	1	No
PM_{10}	24 hour*	4.1	5	No
SO_2	3 hour*	44.3	25	Yes
SO_2	24 hour*	14.9	5	Yes
SO_2	Annual*	1.3	1	Yes
CO	1 hour*	549.5	2000	No
CO	8 hour*	185.6	500	No
Pb	Quarter*	.011	None	N/A

*First highest values per EPA NSR manual October 1990. Impacts are from Nucor only.

Pre-construction Monitoring Analysis

Applicability

The PSD rule, 326 IAC 2-2-4, requires an air quality analysis of the new source or the major modification to determine if the pre-construction monitoring threshold is triggered. In most cases, monitoring data taken from a similar geographic location can satisfy this requirement if the pre-construction monitoring threshold has been exceeded. Also, post construction monitoring could be required if the air quality in that area could be adversely impacted by the applicant’s emissions.

Modeling Results

A comparison of the modeling results was compared to the PSD preconstruction monitoring thresholds. The results are shown in the table below.

TABLE 3
Preconstruction Monitoring Analysis

POLLUTANT	TIME AVERAGING PERIOD	MAXIMUM MODELED IMPACTS (ug/m^3)	DEMINIMIS LEVEL (ug/m3)	ABOVE DE MINIMIS LEVEL
NO_2	Annual[1]	1.65	14	No
SO_2	24 hour	14.9	13	Yes
Pb	Quarter[1]	.011	.1	No
Mercury[2]	24 hour[1]	.010	.25	No
Beryllium[2]	24 hour[1]	.01	.001	Yes
Fluorides[2]	24 hour[1]	.94	.25	Yes

[1]First highest values per EPA NSR manual October 1990. Maximum modeled impacts are from Nucor only.
[2]No ambient air quality standard for this pollutant.

SO_2 did trigger the preconstruction monitoring threshold level. Nucor can satisfy the preconstruction monitoring requirement since there is air quality monitoring data representative of the area in Fountain, Marion, and Vigo Counties. Even though fluorides and beryllium exceed the preconstruction monitoring deminimis levels, there are no ambient air quality standards for fluorides and beryllium in Indiana. The Ambient Monitoring Guidelines for Prevention of Significant Deterioration [EPA 450/4-87-007, May 1987] states that as a general rule, modeling impacts are preferred and ambient monitoring for non-criteria pollutants should not be required. More recent guidance from EPA, including the 1990 New Source Review Workshop Manual, reiterates this guidance.

Background Concentrations

Applicability

EPA's "Ambient Monitoring Guidelines for Prevention of Significant Deterioration" (EPA-450/4-87-007) Section 2.4.1 is cited for approval of the monitoring sites for this area.

Background Monitors

Background data was taken from the closest monitoring stations from Nucor. The closest SO_2 station is located in Fountain County. The closest NO_2 monitoring station is located in Marion County. Using background data from monitors located around industrialized areas represents a conservative approach since actual background values from rural Montgomery County would likely be lower. It was agreed between Nucor and IDEM that this approach be taken in place of the preconstruction monitoring requirement. Also, post-construction monitoring is not required since the modeling concentrations are well below the NAAQS standards.

For all 24-hour background concentrations, the averaged second highest monitoring values were used. Annual background concentrations were taken from the maximum annual values.

TABLE 4
Existing Monitoring Data Used For Background Concentrations *

Pollutant	Monitoring Site	Averaging Period	Concentration (ug/m3)
NO_2	18-097-0073	Annual	33.84
SO_2	18-045-0001	3 hour	354.6
SO_2	18-045-0001	24 hour	165.1
SO_2	18-045-0001	Annual	18.3
Pb	18-097-0076	Quarter	.03

*OAQ used the most conservative values for the air quality analysis. It is standard policy to use the latest 3 years of data.

Section D - NAAQS and PSD Increment

NAAQS Compliance Analysis and Results

OAQ supplied emission inventories of all point sources within a 50-kilometer radius of Nucor. The NAAQS inventories are generated from I-STEPS (State Emission Processing System) in accordance with 326 IAC 2-6. The PSD increment inventories include sources that affect the increment and are compiled from permits issued by IDEM.

NAAQs modeling for the appropriate time-averaging periods for NO_2 and SO_2 was conducted and compared to the respective NAAQs limit. OAQ modeling results are shown in Table 5. All maximum-modeled concentrations were compared to the respective NAAQS limit. All maximum-modeled concentrations during the five years were below the NAAQS limits and further modeling was not required.

TABLE 5[3]
NAAQS Analysis

Pollutant	Year	Time-Averaging Period	Maximum Concentration ug/m3	Background Concentration ug/m3	Total ug/m3	NAAQS Limit ug/m3	NAAQS Violation
NO_2	90	Annual[1]	40.4	33.84	74.2	100	NO
SO_2	90	3 Hour[2]	101.8	354.6	456.4	1300	NO
SO_2	91	24 hour[2]	39.8	165.1	204.9	365	NO
SO_2	88	Annual[1]	6.2	18.3	24.5	80	NO
Pb	88	Quarter[1]	.019	.03	.049	1.5	NO

[1] First highest values per EPA NSR manual October 1990.
[2] High 2nd high values per EPA NSR manual October 1990.
[3] Any differences between the maximum concentration numbers in Tables 5 and 6 are due to different sources used for the NAAQS and the increment inventories. Table 2 maximum concentrations are from Nucor only.

Analysis and Results of Source Impact on the PSD Increment

Applicability

Maximum allowable increases (PSD increments) are established by 326 IAC 2-2 for NO_2, SO_2, and PM_{10}. This rule also limits a source to no more than 80 percent of the available PSD increment to allow for future growth.

Source Impact

Since the impact for NO_2, and SO_2, modeled above significant impact levels, a PSD increment analysis for Nucor and surrounding sources was required. Results of the increment modeling are summarized in Table 6 below.

TABLE 6[3]
Increment Analysis

Pollutant	**Year**	**Time-Averaging Period**	**Maximum Concentration ug/m3**	**PSD Increment Ug/m3**	**Percent Impact on the PSD Increment**	Increment Violation
NO_2	1990	Annual[1]	13.7	25	54.8%	NO
SO_2	1988	Annual[1]	5.13	20	25.7%	NO
SO_2	1990	3 hour[2]	101.7	512	19.8%	NO
SO_2	1991	24 hour[2]	38.5	91	42.3%	NO

[1] First highest value per EPA NSR manual October 1990.
[2] Highest second high per EPA NSR manual October 1990.
[3] Any differences between the maximum concentration numbers in Tables 5 and 6 are due to different sources used for the NAAQS and the increment inventories. Table 3 maximum concentrations are from Nucor only.

The results of the increment analysis show all pollutants for all averaging periods were below 80% of the available increment. No further analysis is required.

Part E – Qualitative Analysis

Additional Impact Analysis

All PSD permit applicants must prepare an additional impact analysis for each pollutant subject to regulation under the Act. This analysis assesses the impacts on growth, soils and vegetation, endangered species and visibility caused by any increase in emissions of any regulated pollutant from the source. The Nucor modeling submittal provided an additional impact analysis performed by ERM.

Economic Growth

The purpose of the growth analysis is to quantify project associated growth and estimate the air quality impacts from this growth either quantitatively or qualitatively.

Since the mill is an existing source, Nucor's proposed construction changes will be minimal and anticipated growth in the area will be minimal. Commercial growth is anticipated to occur at a gradual rate in the future.

Soils and Vegetation Analysis

A list of soil types present in the general area was determined. Soil types include the following: Loamy Glacial Till, Moderate Thick Loess over Loamy Glacial Till and thin Loess over Glacial Till.

Due to the agricultural nature of the land, crops in the Montgomery County area consist mainly of corn, sorghum, wheat, soybeans, and oats (2002 Agricultural Census for Montgomery County). The maximum modeled concentrations for Nucor are well below the threshold limits necessary to have adverse impacts on the surrounding vegetation such as autumn bent, nimblewill, barnyard grass, bishopscap and horsetail, and milkweed (Flora of Indiana – Charles Deam). Livestock in Pulaski County consist mainly of hogs, cattle, and sheep (2002 Agricultural Census for Montgomery County) and will not be adversely impacted from the facility. Trees in the area are mainly hardwoods. These are hardy trees and no significant adverse impacts are expected due to modeled concentrations.

Federal and State Endangered Species Analysis

Federal and state endangered or threatened species are listed by the U.S. Fish and Wildlife Service; Division of Endangered Species for Indiana and includes 5 amphibians, 27 birds, 10 fishes, 7 mammals, 15 mollusks, and 15 reptiles. Of the federal and state endangered species on the list 2 reptiles, 5 mollusks, 3 fish, 16 birds, and 4 mammals have habitat within Montgomery County. The mollusks, fish, amphibians and certain species of birds and mammals are found along rivers and lakes while the other species of birds and mammals are found in forested areas. The facility is not expected to have any additional adverse effects on the habitats of the species than what has already occurred from the industrial, farming, and residential activities in the area.

Federal and state endangered or threatened plants are listed by the U.S. Fish and Wildlife Service, Division of Endangered Species for Indiana. They list 22 state significant species of plants. At this time 15 endangered, threatened, or rare plant species are found in Montgomery County. The endangered plants do not thrive in industrialized and residential areas. The facility is not expected to adversely affect any plant on the endangered species list.

Visibility Analysis

The VISCREEN model is designed as a screening model to determine the visual impact parameters from a single source plume. It is used basically to determine whether or not a plume is visible as an object itself. The visibility impairment analysis considers the impacts that occur within the impact area of the source as defined by the user distances. The user distances are determined by the nearest interstate or airport. EPA has defined these locations in guidance to the state.

The PM_{10} and NO_2 emissions limits were used to run a local visibility Level 1 and a Level 2 analysis. VISCREEN Version 1.01 was used to determine if the color difference parameter (Delta-E) or the plume (green) contrast limits were exceeded. The Delta-E was developed to specify the perceived magnitude of color and brightness changes and is used as the primary basis for determining the perceptibility of plume visual impacts. The plume constant can be defined at any wavelength as the relative difference in the intensity (called spectral radiance) between the viewed object and its background. This is used to determine how the human eye responds differently to different wavelengths of light. The Delta-E of 2.0 and the plume contrast of 0.05 were not exceeded at the nearest interstate location along I-74 or at the Crawfordsville Municipal Airport.

Potential visibility impacts to Mammoth Cave National Park (further than 300 km from Nucor) would be insignificant. This is due to the distance from the Class 1 area and magnitude and characteristics of emission sources at Nucor.

Additional Analysis Conclusions

Finally, the results of the additional impact analysis conclude the operation of the facility will have no significant impact on economic growth, soils, vegetation or visibility in the immediate vicinity or on any Class I area.

Part F – HAPs Analysis

OAQ currently requests data concerning the emission of 189 HAPs listed in the 1990 Clean Air Act Amendments (CAAA) that are either carcinogenic or otherwise considered toxic and may be used by industries in the State of Indiana. These substances are listed as air toxic compounds on the State of Indiana, Department of Environmental Management, Office of Air Quality's construction permit application Form GSD-08.

Potential emissions of aggregate HAPs are estimated to be over 25 tons per year.

For Nucor, a full HAP analysis was completed comparing the maximum estimated concentrations of each pollutant with the Unit Risk Factor (URF) or Inhalation Unit Risk and the Reference Concentration (RfC). This analysis offers a refined, up to date site specific analysis that takes into account the different potencies and health effects that each pollutant presents to the public.

The Unit risk factor (URF) is the upper-bound excess lifetime cancer risk estimated to result from continuous inhalation exposure to a pollutant over a 70 year lifetime. Multiplying the estimated concentration by the URF will produce a cancer risk estimate. The cancer risk estimate is the conservative probability of developing cancer from exposure to a pollutant or a mixture of pollutants over a 70 year lifetime, usually expressed as the number of additional cancer cases in a given number of people, e.g., one in a million. For screening purposes at Nucor, the cancer estimates for each pollutant are considered to be additive when deriving the cumulative maximum individual cancer risk.

Non-cancer health effects are determined using the Reference Concentration (RfC). The RfC is an estimate of a continuous inhalation exposure to the human population (including sensitive subgroups) that is likely to be without an appreciable risk of deleterious effects during a lifetime. Dividing the estimated pollutant concentration by the RfC will determine the pollutant's Hazard Quotient (HQ). All of the HAPs' Hazard Quotients were added together to determine Nucor's Hazard Index (HI).

This HAP screening analysis uses health protective assumptions that overestimate the actual risk associated with emissions from Nucor. Estimates 1) assume a 70 year exposure time, 2) assume that all carcinogens cause the same type of cancer, 3) assume that all non-carcinogens have additive health effects, 4) assume maximum permit allowable emissions from the facility, and 5) use conservatively derived dose-response information. The risk analysis cannot accurately predict whether there will be observed health problems around Nucor; rather it identifies possible avenues of risk.

The results of the HAP modeling are in Table 7.

TABLE 7
Hazardous Air Pollutant Modeling Results

		Annual Concentration	Cancer		Cancer Risk	Non-Cancer	Source of IDEM RfC	Hazard Quotient
Compound	**CAS Number**	**(ug/m3)**	**URF, (ug/m3)-1**	**Source**		**Chronic RfC, ug/m3**	**Source**	
Antimony Compounds	0	**0.0001868750**				0.20	TRI	0.001
Arsenic compounds	0	**0.0001943500**	4.3E-03	IRIS	8.36E-07	0.03	CAL	0.006
Beryllium compounds	0	**0.0010000000**	2.4E-03	IRIS	2.40E-06	0.02	IRIS	0.050
Cadmium compounds	7440439	**0.0007250750**	1.8E-03	IRIS	1.31E-06	0.02	CAL	0.036
Chromium (VI) compounds	18540299	**0.0038122500**	1.2E-02	IRIS	4.57E-05	0.10	IRIS	0.038
Cobalt	0	**0.0002840500**				0.10	ATSDR	0.003
Manganese compounds	0	**0.0151742500**				0.05	IRIS	0.303
Mercury compounds	0	**0.0010000000**				0.09	CAL	0.011
Nickel compounds	0	**0.0038870000**	2.4E-04	IRIS	9.33E-07	0.20	ATSDR	0.019
Phosphorous	7723140	**0.0059052500**				0.07	CAL	0.084
Propylene oxide	75569	**0.0001020000**	3.7E-06	IRIS	3.77E-10	30.00	IRIS	0.000
Selenium compounds	0	**0.0000672750**				20.00	CAL	0.000
Lead compounds	0	**0.0100000**	1.2E-05	CAL		0.15	CAL	0.067
Fluoride	16984488	**0.1000000**				13.00	CAL EPA	0.008
				Total Cancer Risk	5.1221E-05		**Hazard Index (HI)**	0.5530

* Further information on URFs and RfCs can be found at the following EPA website: http://www.epa.gov/ttn/atw/toxsource/chronicsources.html

The Hazard Index for the project does not exceed 1. Pollutants with a Hazard Quotient (HQ) greater than 1 are considered to be at concentrations that could represent a health concern. Hazard Quotients above 1 do not represent areas where adverse health effects will be observed but indicate that the potential exists.

The additive cancer risk estimate from all HAPs is 5.12 additional cancer cases in one hundred thousand people. This means if an individual was exposed to these HAPs continuously for 70 years, the risk of getting cancer from this exposure would be 5.12 in 100,000. The US EPA considers one in ten thousand (1.0E-04) excess cancer risks to be the upper range of acceptability with an ample margin of safety. The probability for the general public to be exposed to these HAPs for 24 hours a day, seven days a week, and 52 weeks a year for 70 years is minimal since the maximum impact occurs at the property fence line.

For this HAP risk assessment, IDEM assumed 100% of the chromium VI stayed in hexavalent form. Studies show through chemical reactions chromium VI will be reduced to chromium III in the ambient air. The 1996 National Air Toxics Assessment (NATA) assumed that only 34% of the emissions from coke plants are chromium VI. This determination was an arbitrary determination deemed to be

conservative. The Michigan Department of Environmental Quality set up monitors with the purpose of determining the speciation of chromium VI to chromium III in the ambient air. Several of their monitor locations were within 2 miles of a coke plant. They found a range of 0.6-2.4% chromium VI in their sampling. The residual risk document for coke ovens published in December 2003 determined that since the formation of the chromium took place in a highly reducing environment that 0% of the chromium emitted would be in the hexavalent phase.

Part H - Summary of Air Quality Analysis

ERM prepared the modeling portion of the PSD application. Montgomery County is designated as attainment for all criteria pollutants. VOCs, PM_{10}, NO_2, SO_2, Pb, and CO emission rates associated with the proposed facility exceeded the respective significant emission rates. Modeling results taken from the latest version of the AERMOD model showed SO_2 and NO2 impacts were predicted to be greater than the significant impact levels. Nucor did trigger the preconstruction monitoring threshold level for SO_2 but can satisfy the preconstruction monitoring requirement since there is existing air quality monitoring data representative of the area. The NAAQS and increment modeling for NO_2, SO_2, and Pb showed no violations of the standards. The nearest Class I area is Mammoth Cave National Park in Kentucky over 300 kilometers away from the source. An additional impact analysis was required but the operation of the proposed facility will have no significant impact. A Hazardous Air Pollutant (HAP) analysis was performed and showed no likely adverse impact.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Mitchell E. Daniels Jr.
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

SENT VIA U.S. MAIL: CONFIRMED DELIVERY AND SIGNATURE REQUESTED

TO: David A Sulc
Nucor Steel
4537 S Nucor Rd
Crawfordsville, IN 47933

DATE: February 22, 2010

FROM: Matt Stuckey, Branch Chief
Permits Branch
Office of Air Quality

SUBJECT: Final Decision
Title V - Significant Permit Modification
107 - 26659 - 00038

Enclosed is the final decision and supporting materials for the air permit application referenced above. Please note that this packet contains the original, signed, permit documents.

The final decision is being sent to you because our records indicate that you are the contact person for this application. However, if you are not the appropriate person within your company to receive this document, please forward it to the correct person.

A copy of the final decision and supporting materials has also been sent via standard mail to:
Ronald Dickerson, VP/GM
OAQ Permits Branch Interested Parties List

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178, or toll-free at 1-800-451-6027 (ext. 3-0178), and ask to speak to the permit reviewer who prepared the permit. If you think you have received this document in error, please contact Joanne Smiddie-Brush of my staff at 1-800-451-6027 (ext 3-0185), or via e-mail at jbrush@idem.IN.gov.

Final Applicant Cover letter.dot 11/30/07

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February 22, 2010

TO: Crawfordsville District Public Library

From: Matthew Stuckey, Branch Chief
Permits Branch
Office of Air Quality

Subject: **Important Information for Display Regarding a Final Determination**

Applicant Name: Nucor Steel
Permit Number: 107 - 26659 - 00038

You previously received information to make available to the public during the public comment period of a draft permit. Enclosed is a copy of the final decision and supporting materials for the same project. Please place the enclosed information along with the information you previously received. To ensure that your patrons have ample opportunity to review the enclosed permit, **we ask that you retain this document for at least 60 days.**

The applicant is responsible for placing a copy of the application in your library. If the permit application is not on file, or if you have any questions concerning this public review process, please contact Joanne Smiddie-Brush, OAQ Permits Administration Section at 1-800-451-6027, extension 3-0185.

Enclosures
Final Library.dot 11/30/07

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Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

TO: Interested Parties / Applicant

DATE: February 22, 2010

RE: Nucor Steel / 107 - 26659 - 00038

FROM: Matthew Stuckey, Branch Chief
Permits Branch
Office of Air Quality

In order to conserve paper and reduce postage costs, IDEM's Office of Air Quality is now sending many permit decisions on CDs in Adobe PDF format. The enclosed CD contains information regarding the company named above.

This permit is also available on the IDEM website at:
http://www.in.gov/ai/appfiles/idem-caats/

If you would like to request a paper copy of the permit document, please contact IDEM's central file room at:

Indiana Government Center North, Room 1201
100 North Senate Avenue, MC 50-07
Indianapolis, IN 46204
Phone: 1-800-451-6027 (ext. 4-0965)
Fax (317) 232-8659

Please Note: *If you feel you have received this information in error, or would like to be removed from the Air Permits mailing list, please contact Patricia Pear with the Air Permits Administration Section at 1-800-451-6027, ext. 3-6875 or via e-mail at PPEAR@IDEM.IN.GOV.*

Enclosures
CD Memo.dot 11/14/08

Mail Code 61-53

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4		Myrna Kinney 3225 SR 55 N. Crawfordsville IN 47933 *(Affected Party)*									
5		Mr. Stephen Gintry #22 1715 Lebanon Road Crawfordsville IN 47933 *(Affected Party)*									
6		Mr. Ronald Barnett 4913 Wellington Blvd. Crawfordsville IN 47933 *(Affected Party)*									
7		Sowders Resident 605 Whitlock Ave. Crawfordsville IN 47933 *(Affected Party)*									
8		Montgomery County Health Department 110 W. South Blvd Suite 100 Crawfordsville IN 47933-3351 *(Health Department)*									
9		Mr. Charles L. Berger Berger & Berger, Attorneys at Law 313 Main Street Evansville IN 47700 *(Affected Party)*									
10		Mrs. Amy Cochran 1285 South Crooked Road Hillsboro IN 47949 *(Affected Party)*									
11		Mr. Chet Parsons 512 E Main Street Ladoga IN 47954 *(Affected Party)*									
12		Ms. Cheryl Cunningham 512 E Main Street Ladoga IN 47954 *(Affected Party)*									
13		Mr. Herbert Wendemann 25 W 130 Setauket Ave Naperville IL 60540 (Affected Party)									
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2		Judy Goshorn 6836 South Ladoga Road Ladoga IN 47954 *(Affected Party)*									
3		Ms. Magie Read P.O. Box 248 Battle Ground IN 47920 *(Affected Party)*									
4		Montgomery County Commissioner 110 West South Boulvard Crawfordsville IN 47933 *(Local Official)*									
5		Mr. Todd Weaver Jorden Bischoff & Hiser 7272 E. Indian School Rd., Ste. 360 Scottsdale AZ 85251 *(Attorney)*									
6		Crawfordsville District Public Library 222 South Washington Street Crawfordsville IN 47933 *(Library)*									
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