

RULE 1001 NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS (NESHAPS) (Adopted 9/14/99)

A. Incorporation of Federal Standards

The provisions of Part 61, Chapter I, Title 40 of the Code of Federal Regulations (40 CFR Part 61), identified in Section D. below, are incorporated herein as part of the Rules and Regulations of the Imperial County Air Pollution Control District. Applicable provisions of 40 CFR Part 61 include those incorporated in the current bound CFR volume plus any provisions recently promulgated by U.S. EPA, as noticed in the Federal Register, but not yet incorporated into the bound CFR. Where there are currently effective provisions which are not yet included in the bound CFR volume, the Federal Register notice by which each provision was promulgated is referenced at the affected subpart in Attachment I of this rule.

B. Applicability

The Owner or Operator of any Stationary Source for which a standard is prescribed under this Rule shall comply with the standards, criteria, and requirements set forth herein. Whenever any Source is subject to more than one rule, regulation, provision or requirement relating to the control of any Air Contaminant, the most stringent provision shall apply.

C. "Administrator" means "APCO"

For the purpose of this Rule, the word "Administrator" as used in 40 CFR Part 61 shall mean the Air Pollution Control Officer (APCO) of the District, except where the reference to "administrator" relates to approval of alternate or equivalent test methods or alternative standards/work practices. U.S. EPA policy specifies that the authority of the U.S. EPA Administrator for approval of these alternatives cannot be delegated to the APCO.

D. Attachment I, List of Incorporated CFR Provisions

The following table lists all 40 CFR Part 61 provisions which are incorporated in their entirety as part of this Rule. Federal Register (FR) references are to currently effective provisions promulgated or revised by U.S. EPA but not yet incorporated into the currently available CFR volume. Notations in this list indicate deviations from the U.S. EPA-promulgated provision found in the CFR which have been adopted by the District Board for inclusion in this Rule.

CFR Subpart	Title
Subpart A	General Provisions

CFR Subpart	Title
Subpart C	National Emission Standard for Beryllium
Subpart D	National Emission Standard for Beryllium Rocket Motor Firing
Subpart E	National Emission Standard for Mercury
Subpart F	National Emission Standard for Vinyl Chloride (Revised 12/23/92, Reference 57 FR 60998)
Subpart J	National Emission Standard for Equipment Leaks (Fugitive Emission Sources) of Benzene
Subpart L	National Emission Standard for Benzene Emissions from Coke By-Product Plants (Revised 9/19/91, reference 56 FR 47404)
Subpart M	National Emission Standard for Asbestos
Subpart N	National Emission Standard for Inorganic Arsenic Emissions from Glass Manufacturing Plants
Subpart O	National Emission Standard for Inorganic Arsenic Emissions from Primary Copper Smelters
Subpart P	National Emission Standard for Inorganic Arsenic Emissions from Arsenic Trioxide and Metallic Arsenic Production Facilities
Subpart V	National Emission Standard for Equipment Leaks (Fugitive Emission Sources)
Subpart Y	National Emission Standard for Benzene Emissions from Benzene Storage Vessels (Promulgated 9/14/89, reference 54 FR 177)
Subpart BB	National Emission Standard for Benzene Emissions from Benzene Transfer Operations (Promulgated 3/7/90, reference 55 FR 45)

CFR Subpart

Title

Subpart FF

National Emission Standard for Benzene Waste Operations

(Revised 1/7/93, reference 58