

**RULE 424 -- NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR
POLLUTANTS (NESHAPS)**

*(Adopted 5-31-78; Revised 3-21-79, 10-11-84, 12-13-84, 12-17-86, 12-16-87, 2-20-91, 9-17-97,
12-15-99, 10-18-00; and 11-14-01.)*

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PART 1 GENERAL

1.1 Purpose

The purpose of this Rule is to provide clarity on the District’s enforcement authority for the National Emission Standards for Hazardous Air Pollutants by incorporating those provisions of Parts 61 and 63, Chapter I, Title 40 of the Code of Federal Regulations (40 CFR Parts 61 & 63) into this Rule by reference.

1.2 Applicability

All new stationary sources of air pollution, and all modified or reconstructed stationary sources of air pollution 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.

1.3 Exemptions

As noted in each subpart's applicability section.

1.4 Effective Dates

This Rule as most recently revised is effective on November 14, 2001.

1.5 References

The authority for this Rule arises from the provisions of California Health and Safety Code Sections 40001 and 40702.

PART 2 DEFINITION

For the purpose of this Rule, the definition below shall apply.

2.1 Administrator

The word "Administrator" as used in 40 CFR Parts 61 and 63 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 work practices.

PART 3 REQUIREMENTS

3.1 Incorporation of Federal Standards

The provisions of Parts 61 and 63, Chapter I, Title 40 of the Code of Federal Regulations (40 CFR Parts 61 & 63), as identified in Section 3.2 below, are incorporated herein as part of the Rules and Regulations of the Monterey Bay Unified Air Pollution Control District.

3.2 List of Incorporated CFR Provisions

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The following tables list all provisions which are incorporated in their entirety as part of this Rule. Notations in **these lists** indicate deviations from the US EPA-promulgated provision found in the CFR which have been adopted by the District Board for inclusion in this Rule.

3.2.1 40 CFR Part 61

<u>CFR Subpart</u>	<u>Title</u>
Subpart A	General Provisions.
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
Subpart J	National Emission Standard for Equipment Leaks (Fugitive Emission Sources) of Benzene
Subpart L	Benzene Emissions from Coke By-Products Recovery Plants
Subpart M	National Emission Standard for Asbestos

NOTE: The following provisions are added to the federal provisions indicated.

- C The definition of "Asbestos Mill" at §61.141 is revised to include the indoor or outdoor storage, handling, conveying, and loading of asbestos material.
- C The definition of "Visible Emissions" at § 61.141 is clarified to include emissions from any source, whether a point source or an area source.
- C The Standard for Roadways at §61.143 is revised to add: "No person shall cause or allow the deposition of any asbestos material upon any public roadway as a result of any transport or hauling activity."

C The Standard for waste disposal for asbestos mills at §61.151 is revised to include incineration among the activities from which visible emissions are prohibited.

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	Benzene Emissions from Benzene Storage Vessels
Subpart BB	Benzene Emissions from Benzene Transfer Operations
Subpart FF	Benzene Waste Operations
Appendix A	Compliance Status Information
Appendix B	Test Methods
Appendix C	Quality Assurance Procedures
Appendix D	Methods for Estimating Radionuclide Emissions
Appendix E	Compliance Procedures Methods for Determining Compliance with Subpart I

3.2.2 40 CFR Part 63

CFR Subpart	<u>Title</u>
Subpart A	General Provisions
Subpart D	Regulations Governing Compliance Extensions for Early Reductions of Hazardous Air Pollutants

- Subpart F** **National Emission Standards for Organic Hazardous Air Pollutants From the Synthetic Organic Chemical Manufacturing Industry**
- Subpart G** **National Emission Standards for Organic Hazardous Air Pollutants From the Synthetic Organic Chemical Manufacturing Industry for Process Vents, Storage Vessels, Transfer Operations, and Wastewater**
- Subpart H** **National Emission Standards for Organic Hazardous Air Pollutants for Equipment Leaks**
- Subpart I** **National Emission Standards for Organic Hazardous Air Pollutants for Certain Processes Subject to the Negotiated Regulation for Equipment Leaks**
- Subpart L** **National Emission Standards for Coke Oven Batteries**
- Subpart M** **National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities**

Note: On May 21, 1996, the U.S. EPA granted approval to the ARB to implement and enforce the State Air Toxics Control Measure (ATCM) in place of the NESHAP. However, major sources are subject to both the State ATCM and the NESHAP.

- Subpart N** **National Emission Standards for Chromium Emissions From Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks**

Note: On March 15, 1999, the U.S. EPA approved the State ATCM as equivalent to the NESHAP. However, major sources are subject to both the State ATCM and the NESHAP.

- Subpart O** **Ethylene Oxide Emissions Standards for Sterilization Facilities.**

Note: The California Air Resources Board has submitted an equivalency request to the U.S. EPA for the State ATCM. If approved by EPA, the State ATCM will replace this NESHAP.

- Subpart Q** **National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers.**

Subpart R	National Emissions Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations)
Subpart S	National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry
Subpart T	National Emission Standards for Halogenated Solvent Cleaning
Subpart U	National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins
Subpart W	National Emission Standards for Hazardous Air Pollutants for Epoxy Resins Production and Non-Nylon Polyamides Production
Subpart X	National Emission Standards for Hazardous Air Pollutants from Secondary Lead Smelting
Subpart Y	National Emission Standards for Marine Tank Vessel Loading Operations
Subpart AA	National Emission Standards for Hazardous Air Pollutants From Phosphoric Acid Manufacturing Plants
Subpart BB	National Emission Standards for Hazardous Air Pollutants From Phosphate Fertilizers Production Plants
Subpart CC	National Emission Standards for Hazardous Air Pollutants From Petroleum Refineries
Subpart DD	National Emission Standard for Hazardous Air Pollutants from Off-Site Waste and Recovery Operations
Subpart EE	National Emission Standards for Magnetic Tape Manufacturing Operations
Subpart GG	National Emission Standards for Aerospace Manufacturing and Rework Facilities
Subpart HH	National Emission Standards for Hazardous Air Pollutants From Oil and Natural Gas Production Facilities

Subpart II	National Emission Standards for Shipbuilding and Ship Repair (Surface Coating)
Subpart JJ	National Emission Standards for Wood Furniture Manufacturing Operations
Subpart KK	National Emission Standards for the Printing and Publishing Industry
Subpart LL	National Emission Standards for Hazardous Air Pollutant for Primary Aluminum Reduction Plants
Subpart MM	National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semicemical Pulp Mills
Subpart YY	National Emissions Standards for Hazardous Air Pollutants for Source Categories: Generic Maximum Achievable Control Technology Standards
Subpart CCC	National Emissions Standards for Hazardous Air Pollutants for Steel Pickling - HCL Process Facilities and Hydrochloric Acid Regeneration Plants
Subpart DDD	National Emission Standards for Hazardous Air Pollutants for Mineral Wool Production
Subpart EEE	National Emission Standards for Hazardous Air Pollutants From Hazardous Waste Combustors
Subpart GGG	National Emission Standards for Hazardous Air Pollutants for Pharmaceuticals Production
Subpart HHH	National Emission Standards for Hazardous Air Pollutants from Natural Gas Transmission and Storage Facilities
Subpart III	National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production
Subpart JJJ	National Emission Standards for Hazardous Air Pollutant Emissions: Group IV Polymers and Resins
Subpart LLL	National Emission Standards for Hazardous Air Pollutants From the Portland Cement Manufacturing Industry

- Subpart MMM National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production**
- Subpart NNN National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing**
- Subpart OOO National Emission Standards for Hazardous Air Pollutant Emissions: Group III Polymers and Resins**
- Subpart PPP National Emission Standards for Hazardous Air Pollutants for Polyether Polyols Production**
- Subpart RRR National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production**
- Subpart TTT National Emission Standards for Hazardous Air Pollutants for Primary Lead Smelting**
- Subpart VVV National Emission Standards for Hazardous Air Pollutants for Publically Owned Treatment Works (POTWs)**
- Subpart XXX National Emission Standards for Hazardous Air Pollutants for Ferroalloys Production: Ferromanganese and Silicomanganese**
- Subpart CCCC National Emission Standards for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast**
- Subpart GGGG National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production**
- Subpart VVVV National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing**
- Appendix A Test Methods**
- Appendix B Sources Defined For Early Reduction Provisions**
- Appendix C Determination of the Fraction Biodegraded (F_{bio}) in a Biological Treatment Unit**
- Appendix D Alternative Validation Procedure for EPA Waste and Wastewater Methods**
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