

## RULE 900

### Standards of Performance for New Stationary Sources (NSPS)

(A) General.

(1) Purpose.

- (a) This rule is enacted to adopt by reference all the applicable provisions regarding standards of performance for new stationary sources as set forth in 40 Code of Federal Regulations, Part 60 (40 CFR 60).

(2) Applicability.

- (a) This rule shall be applicable to any new, modified or reconstructed sources of air pollution as specified in any subpart of 40 CFR 60 which is applicable to such source and is adopted herein by reference.
- (b) For the purposes of this rule, the authority of the Administrator under the various portions of 40 CFR 60 shall be exercised by the APCO of the District when such authority has been properly delegated by USEPA with the exception that the APCO shall not be empowered to approve alternate or equivalent test methods, alternate standards, or alternate work practices.

(B) Definitions

- (1) For the purposes of this Rule the definitions contained in District Rule 102 – *Definitions of Terms* and any definition contained in subparts of 40 CFR 60 shall apply as applicable. In case of a conflict the definition(s) contained in particular subpart of 40 CFR 60 shall control followed by those definitions contained in 40 CFR 60 Subpart A followed by those contained in District Rule 102 unless such term is otherwise defined herein.

- (a) “Administrator” - The Administrator of the United States Environmental Protection Agency and his or her designee. The APCO may be considered a designee upon delegation or other action by USEPA except that the APCO is not empowered to approve alternative test methods or opacity limits.

(C) Standards of Performance for New Stationary Sources.

- (1) Any new, modified or reconstructed source of air pollution which is subject to any subpart of 40 CFR 60 as adopted herein by reference shall comply with the more stringent of the requirements found in the applicable subpart(s) or in the applicable District Rules and Regulations.
- (2) With the exception of subsections (C)(2)(b), (c), (c<sub>a</sub>), (c<sub>b</sub>), (c<sub>d</sub>), and (c<sub>e</sub>) below which are included herein for informational purposes only, the following provisions are hereby adopted by reference and are included as District Rules as if fully set forth herein:
  - (a) 40 CFR 60, Subpart A - General Provisions (Commencing with 40 CFR 60.1).
  - (b) 40 CFR 60, Subpart B - Adoption and Submittal of State Plans for Designated Facilities (Commencing with 40 CFR 60.20).
  - (c) 40 CFR 60, Subpart C - Emission Guidelines and Compliance Times (Commencing with 40 CFR 60.30).
  - (c<sub>a</sub>) 40 CFR 60, Subpart Ca - (Reserved).
  - (c<sub>b</sub>) 40 CFR 60, Subpart Cb - Emissions Guidelines and Compliance Times for Large Municipal Waste Combustors That are Constructed on or Before September 20, 1994 (Commencing with 40 CFR 60.30b).
  - (c<sub>c</sub>) 40 CFR 60, Subpart Cc - Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills (Commencing with 40 CFR 60.30c).
  - (c<sub>d</sub>) 40 CFR 60, Subpart Cd - Emissions Guidelines and Compliance Times for Sulfuric Acid Production Units (Commencing with 40 CFR 60.30d).
  - (c<sub>e</sub>) 40 CFR 60, Subpart Ce - Emission Guidelines and Compliance Times for Hospital/Medical/Infectious Waste Incinerators (Commencing with 40 CFR 60.30e).
  - (c<sub>f</sub>) 40 CFR 60, Subpart Cf - Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills (Commencing with 40 60.30f).
  - (d) 40 CFR 60, Subpart D - Standards of Performance for Fossil-Fuel-Fired Steam Generators (Commencing with 40 CFR 60. 40).
  - (d<sub>a</sub>) 40 CFR 60, Subpart Da - Standards of Performance for Electric Utility Steam Generating Units (Commencing with 40 CFR 60.40Da).

- (d<sub>b</sub>) 40 CFR 60, Subpart Db - Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units (Commencing with 40 CFR 60.40b).
- (d<sub>c</sub>) 40 CFR 60, Subpart Dc - Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units (Commencing with 40 CFR 60.40c).
- (e) 40 CFR 60, Subpart E - Standards of Performance for Incinerators (Commencing with 40 CFR 60.50).
- (e<sub>a</sub>) 40 CFR 60, Subpart Ea - Standards of Performance for Municipal Waste Combustors for Which Construction Is Commenced After December 20, 1989 and on or Before September 20, 1994 (Commencing with 40 CFR 60.50a).
- (e<sub>b</sub>) 40 CFR 60, Subpart Eb - Standards of Performance for Large Municipal Waste Combustors for Which Construction is Commenced After September 20, 1994 or for Which Modification or Reconstruction is Commenced After June 19, 1996 (Commencing with 40 CFR 60.50b)
- (e<sub>c</sub>) 40 CFR 60, Subpart Ec - Standards of Performance for New Stationary Sources: Hospital/Medical/Infectious Waste Incinerators (Commencing with 40 CFR 60.50c)
- (f) 40 CFR 60, Subpart F - Standards of Performance for Portland Cement Plants (Commencing with 40 CFR 60.60).
- (g) 40 CFR 60, Subpart G - Standards of Performance for Nitric Acid Plants (Commencing with 40 CFR 60.70).
- (g<sub>a</sub>) 40 CFR 60, Subpart Ga - Standards of Performance for Nitric Acid Plants for Which Construction, Reconstruction, or Modification Commenced After October 14, 2011 (Commencing with 40 CFR 60.70a)
- (h) 40 CFR 60, Subpart H - Standards of Performance for Sulfuric Acid Plants (Commencing with 40 CFR 60.80).
- (i) 40 CFR 60, Subpart I - Standards of Performance for Hot Mix Asphalt Facilities (Commencing with 40 CFR 60.90).
- (j) 40 CFR 60, Subpart J - Standards of Performance for Petroleum Refineries (Commencing with 40 CFR 60.100).

- (j<sub>a</sub>) 40 CFR 60, Subpart Ja - Standards of Performance for Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007 (Commencing with 40 CFR 60.100a).
- (k) 40 CFR 60, Subpart K - Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973 and Prior to May 19, 1978 (Commencing with 40 CFR 60.110).
- (k<sub>a</sub>) 40 CFR 60, Subpart Ka - Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978 and Prior to July 23, 1984 (Commencing with 40 CFR 60.110a).
- (k<sub>b</sub>) 40 CFR 60, Subpart Kb - Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984 (Commencing with 40 CFR 60.110b).
- (l) 40 CFR 60, Subpart L - Standards of Performance for Secondary Lead Smelters (Commencing with 40 CFR 60.120).
- (m) 40 CFR 60, Subpart M - Standards of Performance for Secondary Brass and Bronze Production Plants (Commencing with 40 CFR 60.130).
- (n) 40 CFR 60, Subpart N - Standards of Performance for Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973 (Commencing with 40 CFR 60.140).
- (n<sub>a</sub>) 40 CFR 60, Subpart Na - Standards of Performance for Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983 (Commencing with 40 CFR 60.140a).
- (o) 40 CFR 60, Subpart O - Standards of Performance for Sewage Treatment Plants (Commencing with 40 CFR 60.150).
- (p) 40 CFR 60, Subpart P - Standards of Performance for Primary Copper Smelters (Commencing with 40 CFR 60.160).
- (q) 40 CFR 60, Subpart Q - Standards of Performance for Primary Zinc Smelters (Commencing with 40 CFR 60.170).
- (r) 40 CFR 60, Subpart R - Standards of Performance for Primary Lead Smelters (Commencing with 40 CFR 60.180).

- (s) 40 CFR 60, Subpart S - Standards of Performance for Primary Aluminum Reduction Plants (Commencing with 40 CFR 60.190).
- (t) 40 CFR 60, Subpart T - Standards of Performance for the Phosphate Fertilizer Industry: Wet-Process Phosphoric Acid Plants (Commencing with 40 CFR 60.200).
- (u) 40 CFR 60, Subpart U - Standards of Performance for the Phosphate Fertilizer Industry: Superphosphoric Acid Plants (Commencing with 40 CFR 60.210).
- (v) 40 CFR 60, Subpart V - Standards of Performance for the Phosphate Fertilizer Industry: Diammonium Phosphate Plants (Commencing with 40 CFR 60.220).
- (w) 40 CFR 60, Subpart W - Standards of Performance for the Phosphate Fertilizer Industry: Triple Superphosphate Plants (Commencing with 40 CFR 60.230).
- (x) 40 CFR 60, Subpart X - Standards of Performance for the Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities (Commencing with 40 CFR 60.240).
- (y) 40 CFR 60, Subpart Y - Standards of Performance for Coal Preparation and Processing Plants (Commencing with 40 CFR 60.250).
- (z) 40 CFR 60, Subpart Z - Standards of Performance for Ferroalloy Production Facilities (Commencing with 40 CFR 60.260).
- (aa) 40 CFR 60, Subpart AA - Standards of Performance for Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974, and On or Before August 17, 1983 (Commencing with 40 CFR 60.270).
- (aa<sub>a</sub>) 40 CFR 60, Subpart AA<sub>a</sub> - Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 17, 1983 (Commencing with 40 CFR 60.270a).
- (bb) 40 CFR 60, Subpart BB - Standards of Performance for Kraft Pulp Mills (Commencing with 40 CFR 60.280).
- (bb<sub>a</sub>) 40 CFR 60, Subpart BB<sub>a</sub> - Standards of Performance for Kraft Pulp Mill Affected Sources for Which Construction, Reconstruction, or Modification Commenced After May 23, 2013 (Commencing with 40 CFR 60.280a)
- (cc) 40 CFR 60, Subpart CC - Standards of Performance for Glass Manufacturing Plants (Commencing with 40 CFR 60.290).

- (dd) 40 CFR 60, Subpart DD - Standards of Performance for Grain Elevators (Commencing with 40 CFR 60.300).
- (ee) 40 CFR 60, Subpart EE - Standards of Performance for Surface Coating of Metal Furniture (Commencing with 40 CFR 60.310).
- (ff) 40 CFR 60, Subpart FF - Reserved.
- (gg) 40 CFR 60, Subpart GG - Standards of Performance for Stationary Gas Turbines (Commencing with 40 CFR 60.330).
- (hh) 40 CFR 60, Subpart HH - Standards of Performance for Lime Manufacturing Plants (Commencing with 40 CFR 60.340).
- (kk) 40 CFR 60, Subpart KK - Standards of Performance for Lead-Acid Battery Manufacturing Plants (Commencing with 40 CFR 60.370).
- (ll) 40 CFR 60, Subpart LL - Standards of Performance for Metallic Mineral Processing Plants (Commencing with 40 CFR 60.380).
- (mm) 40 CFR 60, Subpart MM - Standards of Performance for Automobile and Light Duty Truck Surface Coating Operations (Commencing with 40 CFR 60.390).
- (nn) 40 CFR 60, Subpart NN - Standards of Performance for Phosphate Rock Plants (Commencing with 40 CFR 60.400).
- (pp) 40 CFR 60, Subpart PP - Standards of Performance for Ammonium Sulfate Manufacture (Commencing with 40 CFR 60.420).
- (qq) 40 CFR 60, Subpart QQ - Standards of Performance for the Graphic Arts Industry: Publication Rotogravure Printing (Commencing with 40 CFR 60.430).
- (rr) 40 CFR 60, Subpart RR - Standards of Performance for Pressure Sensitive Tape and Label Surface Coating Operations (Commencing with 40 CFR 60.440).
- (ss) 40 CFR 60, Subpart SS - Standards of Performance for Industrial Surface Coating: Large Appliances (Commencing with 40 CFR 60.450).

- (tt) 40 CFR 60, Subpart TT - Standards of Performance for Metal Coil Surface Coating (Commencing with 40 CFR 60.460).
- (uu) 40 CFR 60, Subpart UU - Standards of Performance for Asphalt Processing and Asphalt Roofing Manufacture (Commencing with 40 CFR 60.470).
- (vv) 40 CFR 60, Subpart VV - Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and on or Before November 7, 2006 (Commencing with 40 CFR 60.480).
- (vva) 40 CFR 60, Subpart VVa - Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006 (Commencing with 40 CFR 60.480a)
- (ww) 40 CFR 60, Subpart WW - Standards of Performance for the Beverage Can Surface Coating Industry (Commencing with 40 CFR 60.490).
- (xx) 40 CFR 60, Subpart XX - Standards of Performance for Bulk Gasoline Terminals (Commencing with 40 CFR 60.500).
- (aaa) 40 CFR 60, Subpart AAA - Standards of Performance for New Residential Wood Heaters (Commencing with 40 CFR 60.530).
- (bbb) 40 CFR 60, Subpart BBB - Standards of Performance for the Rubber Tire Manufacturing Industry (Commencing with 40 CFR 60.540).
- (ccc) 40 CFR 60, Subpart CCC - Reserved.
- (ddd) 40 CFR 60, Subpart DDD - Standards of Performance for Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry (Commencing with 40 CFR 60.560).
- (eee) 40 CFR 60, Subpart EEE - Reserved.
- (fff) 40 CFR 60, Subpart FFF - Standards of Performance for Flexible Vinyl and Urethane Coating and Printing (Commencing with 40 CFR 60.580).
- (ggg) 40 CFR 60, Subpart GGG - Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced After January 4, 1983, and on or Before November 7, 2006 (Commencing with 40 CFR 60.590).

- (ggga) 40 CFR 60, Subpart GGGa - Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006 (Commencing with 40 CFR 60.590a).
- (hhh) 40 CFR 60, Subpart HHH - Standards of Performance for Synthetic Fiber Production Facilities (Commencing with 40 CFR 60.600).
- (iii) 40 CFR 60, Subpart III - Standards of Performance for Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes (Commencing with 40 CFR 60.610).
- (jjj) 40 CFR 60, Subpart JJJ - Standards of Performance for Petroleum Dry Cleaners (Commencing with 40 CFR 60.620).
- (kkk) 40 CFR 60, Subpart KKK - Standards of Performance for Equipment Leaks of VOC from Onshore Natural Gas Processing Plants for Which Construction, Reconstruction, or Modification Commenced After January 20, 1984, and on or Before August 23, 2011 (Commencing with 40 CFR 60.630).
- (lll) 40 CFR 60, Subpart LLL - Standards of Performance for SO<sub>2</sub> Emissions from Onshore Natural Gas Processing for Which Construction, Reconstruction, or Modification Commenced After January 20, 1984, and on or Before August 23, 2011 (Commencing with 40 CFR 60.640).
- (mmm) 40 CFR 60, Subpart MMM - Reserved.
- (nnn) 40 CFR 60, Subpart NNN - Standards of Performance for Volatile Organic Compound (VOC) Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations (Commencing with 40 CFR 60.660).
- (ooo) 40 CFR 60, Subpart OOO - Standards of Performance for Nonmetallic Mineral Processing Plants (Commencing with 40 CFR 60.670).
- (ppp) 40 CFR 60, Subpart PPP - Standards of Performance for Wool Fiberglass Insulation Manufacturing Plants (Commencing with 40 CFR 60.680).
- (qqq) 40 CFR 60, Subpart QQQ - Standards of Performance for VOC Emissions from Petroleum Refinery Wastewater Systems (Commencing with 40 CFR 60.690).
- (rrr) 40 CFR 60, Subpart RRR - Standards of Performance for Volatile Organic Compound (VOC) Emissions from Synthetic Organic Chemical

Manufacturing Industry (SOCMI) Reactor Processes (Commencing with 40 CFR 60.700).

- (sss) 40 CFR 60, Subpart SSS - Standards of Performance for Magnetic Tape Coating Facilities (Commencing with 40 CFR 60.710).
- (ttt) 40 CFR 60, Subpart TTT - Standards of Performance for Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines (Commencing with 40 CFR 60.720).
- (uuu) 40 CFR 60, Subpart UUU - Standards of Performance for Calciners and Dryers in Mineral Industries (Commencing with 40 CFR 60.730).
- (vvv) 40 CFR 60, Subpart VVV - Standards of Performance for Polymeric Coating of Supporting Substrates Facilities (Commencing with 40 CFR 60.740).
- (www) 40 CFR 60, Subpart WWW - Standards of Performance for Municipal Solid Waste Landfills (Commencing with 40 CFR 60.750).
- (xxx) 40 CFR 60, Subpart XXX - Standards of Performance for Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014 (Commencing with 40 CFR 60.760).
- (yyy) 40 CFR 60, Subpart YYY - Reserved.
- (zzz) 40 CFR 60, Subpart ZZZ - Reserved.
- (aaaa) 40 CFR 60, Subpart AAAA - Standards of Performance for 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 (Commencing with 40 CFR 60.1000).
- (bbbb) 40 CFR 60, Subpart BBBB - Emission Guidelines and Compliance Times for Small Municipal Waste Combustion Units Constructed on or Before August 30, 1999 (Commencing with 40 CFR 60.1500).
- (cccc) 40 CFR 60, Subpart CCCC - Standards of Performance for Commercial and Industrial Solid Waste Incineration (Commencing with 40 CFR 60.2000).
- (dddd) 40 CFR 60, Subpart DDDD - Emissions Guidelines and Compliance Times for Commercial and Industrial Solid Waste Incineration Units (Commencing with 40 CFR 60.2500).

- (eeee) 40 CFR 60, Subpart EEEE - Standards of Performance for 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 (Commencing with 40 CFR 60.2880).
- (ffff) 40 CFR 60, Subpart FFFF - Emission Guidelines and Compliance Times of Other Solid Waste Incineration Units that Commenced Construction on or Before December 9, 2004 (Commencing with 40 CFR 60.2980).
- (gggg) 40 CFR 60, Subpart GGGG - Reserved.
- (hhhh) 40 CFR 60, Subpart HHHH - Reserved.
- (iiii) 40 CFR 60, Subpart IIII - Standards of Performance for Stationary Compression Ignition Internal Combustion Engines (Commencing with 40 CFR 60.4200).
- (jjjj) 40 CFR 60, Subpart JJJJ - Standards of Performance for Stationary Spark Ignition Internal Combustion Engines (Commencing with 40 CFR 60.4230).
- (kkkk) 40 CFR 60, Subpart KKKK - Standards of Performance for Stationary Combustion Turbines (Commencing with 40 CFR 60.4300).
- (llll) 40 CFR 60, Subpart LLLL - Standards of Performance for New Sewage Sludge Incineration Units (Commencing with 40 CFR 60.4760).
- (mmmm) 40 CFR 60, Subpart MMMM - Emission Guidelines and Compliance Times for Existing Sewage Sludge Incineration Units (Commencing with 40 CFR 60.5000).
- (oooo) 40 CFR 60, Subpart OOOO - Standards of Performance for Crude Oil and Natural Gas production, Transmission, and Distribution for which Construction, Modification, or Reconstruction Commenced After August 23, 2011, and on or Before September 18, 2015 (Commencing with 40 CFR 60.5360).
- (oooo<sub>a</sub>) 40 CFR 60, Subpart OOOO<sub>a</sub> - Standards of Performance for Crude Oil and Natural Gas Facilities for which Construction, Modification, or Reconstruction Commenced After September 18, 2015 (Commencing with 40 CFR 60.5360<sub>a</sub>).
- (pppp) 40 CFR 60, Subpart PPPP - Reserved.

- (qqqq) 40 CFR 60, Subpart QQQQ - Standards of Performance for New Residential Hydronic Heaters and Forced-Air Furnaces (Commencing with 40 CFR 60.5472).
- (tttt) 40 CFR 60, Subpart TTTT - Standards of Performance for Greenhouse Gas Emissions for Electric Generating Units (Commencing with 40 CFR 60.5508).
- (uuuu) 40 CFR 60, Subpart UUUU - Emission Guidelines for Greenhouse Gas Emissions and Compliance Times for Electric Utility Generating Units (Commencing 40 CFR 60.5700).

[SIP: Not SIP]

NOTE: *Copies of the CFR referenced in this Rule may be obtained on-line at:*

<https://www.ecfr.gov/cgi-bin/ECFR?SID=085f4b27accdd8d586e86cc673b7ad16&mc=true&page=browse>

*Copies are available for review at many libraries and law libraries especially those with federal depository status. A tool to find the nearest federal depository library is available here:*

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