Standards of performance for new sources. NSPS.

Standards of performance for new sources are called New Source Performance Standards, or NSPS.

(1) Adoption of federal rules.
   (a) 40 C.F.R. Part 60 and Appendices (in effect on the date in WAC 173-400-025) are adopted. Exceptions are listed in (b) of this subsection.
   (b) Exceptions to adopting 40 C.F.R. Part 60.
      (i) The term "administrator" in 40 C.F.R. Part 60 includes the permitting authority.
      (ii) The following sections and subparts of 40 C.F.R. Part 60 are not adopted:
         (A) 40 C.F.R. 60.5 (determination of construction or modification);
         (B) 40 C.F.R. 60.6 (review of plans);
         (C) 40 C.F.R. Part 60, subpart B (Adoption and Submittal of State Plans for Designated Facilities), and subparts C, Cb, Cc, Cd, Ce, BBBB, DDDD, FFFF, MMMM, UUUU (emission guidelines); and

   (2) Where EPA has delegated to the permitting authority, the authority to receive reports under 40 C.F.R. Part 60, from the affected facility in lieu of providing such report to EPA, the affected facility is required to provide such reports only to the permitting authority unless otherwise requested in writing by the permitting authority or EPA.

Note: Under RCW 80.50.020(14), larger energy facilities subject to subparts D, Da, GG, J, K, Kb, Y, KKK, LLL, and QQQ are regulated by the energy facility site evaluation council (EFSEC).

Certified on 10/25/2019
5/8/79; Order DE 76-38, § 173-400-115, filed 12/21/76. Formerly WAC 18-04-115.]