

SECTION .0400 – ACID RAIN PROCEDURES

15A NCAC 02Q .0401 PURPOSE AND APPLICABILITY

- (a) The purpose of this Rule is to implement Phase II of the federal acid rain program pursuant to the requirements of Title IV of the Clean Air Act as provided in 40 CFR Parts 72 and 76.
- (b) This Section shall apply to the sources described in 40 CFR 72.6 with such exceptions as allowed pursuant to 40 CFR 72.6.
- (c) A certifying official of any unit may petition the Administrator for a determination of applicability under 40 CFR 72.6(c). The Administrator's determination of applicability shall be binding upon the Division, except as allowed under 40 CFR 72.6(c).

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(8); 143-215.108;
Temporary Rule Eff. March 8, 1994 for a period of 180 days or until the permanent rule is effective, whichever is sooner;
Eff. July 1, 1994;
Amended Eff. April 1, 2001; April 1, 1999; April 1, 1996;
Readopted Eff. April 1, 2018.

15A NCAC 02Q .0402 ACID RAIN PERMITTING PROCEDURES

(a) For the purpose of this Rule the definitions contained in 40 CFR 72.2 and 76.2 and the measurements, abbreviations, and acronyms contained in 40 CFR 72.3 shall apply.

(b) Affected units as defined in 40 CFR 72.6, 76.1, or 15A NCAC 02Q .0402(b) shall comply with the permit, monitoring, sulfur dioxide, nitrogen oxides, excess emissions, recordkeeping and reporting, liability, and any other provisions as required in 40 CFR Part 72 and 76. The term "permitting authority" shall mean the Department of Environmental Quality and the term "Administrator" shall mean the Administrator of the United States Environmental Protection Agency.

(c) If the provisions or requirements of 40 CFR Part 72 or 76 conflict with or are not included in 15A NCAC 02Q .0500, then Part 72 or 76 provisions and requirements shall apply and take precedence.

*History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(8); 143-215.108;
Temporary Rule Eff. March 8, 1994 for a period of 180 days or until the permanent rule is effective, whichever is sooner;
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15A NCAC 02Q .0403	NEW UNITS EXEMPTION
15A NCAC 02Q .0404	RETIRED UNITS EXEMPTION
15A NCAC 02Q .0405	REQUIREMENT TO APPLY
15A NCAC 02Q .0406	REQUIREMENTS FOR PERMIT APPLICATIONS
15A NCAC 02Q .0407	PERMIT APPLICATION SHIELD AND BINDING EFFECT OF PERMIT APPLICATION
15A NCAC 02Q .0408	COMPLIANCE PLANS
15A NCAC 02Q .0409	PHASE II REPOWERING EXTENSIONS
15A NCAC 02Q .0410	PERMIT CONTENTS
15A NCAC 02Q .0411	STANDARD REQUIREMENTS
15A NCAC 02Q .0412	PERMIT SHIELD

15A NCAC 02Q .0413 PERMIT REVISIONS GENERALLY
15A NCAC 02Q .0414 PERMIT MODIFICATIONS
15A NCAC 02Q .0415 FAST-TRACK MODIFICATIONS
15A NCAC 02Q .0416 ADMINISTRATIVE PERMIT AMENDMENT
15A NCAC 02Q .0417 AUTOMATIC PERMIT AMENDMENT
15A NCAC 02Q .0418 PERMIT REOPENINGS

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Eff. July 1, 1994;
Repealed Eff. April 1, 1996.