

**NOTICE OF EXPEDITED RULEMAKING**

**PIMA COUNTY CODE  
TITLE 17 – AIR QUALITY CONTROL  
CHAPTER 4 GENERAL PROVISIONS  
CHAPTER 11 GENERAL PROVISIONS FOR PERMITS  
CHAPTER 12 INDIVIDUAL AND GENERAL PERMITS AND  
PERMIT REVISIONS FOR CLASS I PERMITS  
CHAPTER 16 EMISSION LIMITING STANDARDS**

**PREAMBLE**

<b><u>1. Sections Affected</u></b>	<b><u>Rulemaking Action</u></b>
PCC 17.04.070	Amend
PCC 17.04.340	Amend
PCC 17.11.160	Amend
PCC 17.12.040	Amend
PCC 17.12.070	Amend
PCC 17.16.390	Amend
PCC 17.16.490	Amend
PCC 17.16.530	Amend

**2. Statutory authority for the rulemaking:**

**Authorizing Statutes:** Arizona Revised Statutes (A.R.S.) §§ 49-471.08, 49-402, and 49-479

**Implementing Statutes:** A.R.S. §§ 49-112 and 49-479

**3. A list of all previous notices addressing the expedited rule:**

None

**4. The agency’s contact person who can answer questions about the rulemaking:**

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33 N. Stone Avenue, Suite 700  
Tucson, AZ 85701

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**5. An agency’s justification and reason why a rule should be made, amended, repealed or renumbered, to include an explanation about the rulemaking:**

The Pima County Board of Supervisors (PC-BOS) as the governing body for the Pima County Air Quality Control District adopts rules for Pima County Code (PCC). The Pima County Air Quality Control District operates within the Pima County Department of Environmental Quality (PDEQ). PDEQ periodically

proposes updates to PCC by and through the rulemaking process set forth by the PC-BOS. This rulemaking is proposed to conform to the Code of Federal Regulations (CFR) in an effort to achieve consistency and accuracy in Title 17 of the Pima County Code. PDEQ is proposing new and updated incorporations by reference of the following federal regulations: Acid Rain, National Emission Standards for Hazardous Air Pollutants (NESHAP), New Source Performance Standards (NSPS), and other parts of Title 40 CFR. The federal regulations would be incorporated as of July 1, 2019. The intention in updating the incorporations by reference is to continue its delegated authority from EPA to implement and enforce the Acid Rain, NESHAP, and NSPS programs in Pima County. These updates include changes to Sections PCC 17.04.070, PCC 17.04.340, PCC 17.11.160, PCC 17.12.040, PCC 17.12.070, PCC 17.16.390, PCC 17.16.490, and PCC 17.16.530.

**Miscellaneous Incorporations by Reference:** The provisions in Sections PCC 17.04.070, PCC 17.11.160, and 17.12.040 have been updated from July 1, 2015 to July 1, 2019. These provisions are cited throughout Title 17 of the Pima County Code, but are incorporated by reference once for convenience.

**VOC Definition:** PDEQ is updating its definition of "Volatile Organic Compounds (VOC)" to reflect the changes in the federal definition from 40 CFR 51.100, amended at 81 FR 9339, February 25, 2016, 81 FR 50330, August 1, 2016, and 83 FR 61127, November 28, 2018. These revisions are reflected in the PDEQ definition of VOC at Section PCC 17.04.340.

**Acid Rain:** Federal regulations already incorporated by reference from 40 CFR 72, 74, 75, 76 and all accompanying appendices have been updated from July 1, 2015 to July 1, 2019, at Section PCC 17.12.070.

**NESHAP and NSPS:** Federal regulations already incorporated by reference from 40 CFR 60, 61 and 63 have been updated from July 1, 2015 to July 1, 2019, at Sections PCC 17.16.390, PCC 17.16.490, and PCC 17.16.530.

**40 CFR 60 (NSPS) Subparts Added:**

**Subpart XXX—Standards of Performance for Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014** [Added at 81 FR 59368, Aug. 29, 2016]

**Subpart OOOOa—Standards of Performance for Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015** [Added at 81 FR 35898, June 3, 2016], [Amended at 82 FR 25733, June 5, 2017] and [Amended at 83 FR 10638, Mar. 12, 2018]

**Subpart TTTT—Standards of Performance for Greenhouse Gas Emissions for Electric Generating Units** [Added at 80 FR 64648, Oct. 23, 2015]

**40 CFR 60 (NSPS) Subparts Amended:**

**Subpart Da—Standards of Performance for Electric Utility Steam Generating Units** [Amended at 81 FR 20180, Apr. 6, 2016]

**Subpart F - Standards of Performance for Portland Cement Plants** [Amended at 80 FR 44776, July 27, 2015]

**Subpart J—Standards of Performance for Petroleum Refineries** [Amended at 80 FR 75229, Dec. 1, 2015]

**Subpart Ja - Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007** [Amended at 80 FR 75230, Dec. 1, 2015], [Amended at 81 FR 45240, July 13, 2016], and [Amended at 83 FR 60713, Nov. 26, 2018]

**Subpart T - Standards of Performance for the Phosphate Fertilizer Industry: Wet-Process Phosphoric Acid Plants** [Amended at 80 FR 50432, August 19, 2015]

**Subpart U - Standards of Performance for the Phosphate Fertilizer Industry: Superphosphoric Acid Plants** [Amended at 80 FR 50433, August 19, 2015] and [Amended at 80 FR 50434, Aug. 19, 2015]

**Subpart V - Standards of Performance for the Phosphate Fertilizer Industry: Diammonium Phosphate Plants** [Amended at 80 FR 50434, August 19, 2015]

**Subpart W - Standards of Performance for the Phosphate Fertilizer Industry: Triple Superphosphate Plants** [Amended at 80 FR 50435, August 19, 2015]

**Subpart X - Standards of Performance for the Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities** [Amended at 80 FR 50435, August 19, 2015]

**Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines** [Amended at 81 FR 44219, July 7, 2016]

**Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines** [Amended at 81 FR 59809, Aug. 30, 2016]

**Subpart OOOO – Standards of Performance for Crude Oil and Natural Gas Production, Transmission and Distribution** [Amended at 80 FR 48268, August 12, 2015]

**40 CFR 61 (NESHAP) Subparts Added:**

No Subparts were added.

**40 CFR 61 (NESHAP) Subparts Amended:**

**Subpart A—General Provisions** [Amended at 81 FR 59825, Aug. 30, 2016] and [Amended at 83 FR 48255, Sept. 24, 2018]

**Subpart N—National Emission Standard for Inorganic Arsenic Emissions From Glass Manufacturing Plants** [Amended at 79 FR 11275, Feb. 27, 2014]

**Subpart W—National Emission Standards for Radon Emissions From Operating Mill Tailings** [Amended at 82 FR 5178, Jan. 17, 2017]

**40 CFR 63 (NESHAP) Subparts Added:**

**Subpart NN - National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing at Area Sources** [Added at 80 FR 45325, July 29, 2015].

**40 CFR 63 (NESHAP) Subparts Amended:**

**Subpart A - General Provisions** [Amended at 80 FR 50436, August 19, 2015], [Amended at 80 FR 56738, September 18, 2015], [Amended at 80 FR 62414, Oct. 15, 2015], [Amended at 80 FR 65520, Oct. 26, 2015], [Amended at 80 FR 75236, Dec. 1, 2015], [Amended at 80 FR 75817, Dec. 4, 2015], [Amended at 81 FR 59825, Aug. 30, 2016], [Amended at 82 FR 5407, Jan. 18, 2017], [Amended at 82 FR 47347, Oct. 11, 2017], [Amended at 82 FR 48178, Oct. 16, 2017], [Amended at 83 FR 9218, Mar. 5, 2018 ], [Amended at 83 FR 48256, Sept. 24, 2018 ], [Amended at 83 FR 51582, Oct. 15, 2018], and [Amended at 83 FR 56725, Nov. 14, 2018], [Amended at 84 FR 6692, Feb. 28, 2019], and [Amended at 84 FR 7698; 84 FR 9611, Mar. 15, 2019]

**Subpart Y—National Emission Standards for Marine Tank Vessel Loading Operations** [Amended at 80 FR 75237, Dec. 1, 2015]

**Subpart AA - National Emission Standards for Hazardous Air Pollutants from Phosphoric Acid Manufacturing Plants** [Amended at 80 FR 50436, August 19, 2015] and [Amended at 82 FR 45199, Sept. 28, 2017]

**Subpart BB - National Emission Standards for Hazardous Air Pollutants from Phosphate Fertilizers Production Plants** [Amended at 80 FR 50450, August 19, 2015] and [Amended at 82 FR 45200, Sept. 28, 2017]

**Subpart CC—National Emission Standards for Hazardous Air Pollutants From Petroleum Refineries** [Amended at 80 FR 75237, Dec. 1, 2015], [Amended at 81 FR 45241], [Amended at July 13, 2016]; and [Amended at 83 FR 60713, Nov. 26, 2018]

**Subpart DD—National Emission Standards for Hazardous Air Pollutants from Off-Site Waste and Recovery Operations** [Amended at 80 FR 14271, Mar. 18, 2015] and [Amended at 83 FR 3992, Jan. 29, 2018]

**Subpart GG—National Emission Standards for Aerospace Manufacturing and Rework Facilities** [Amended at 80 FR 76179, Dec. 7, 2015] and [Amended at 81 FR 51116, Aug. 3, 2016]

**Subpart LL—National Emission Standards for Hazardous Air Pollutants for Primary Aluminum Reduction Plants** [Amended at 80 FR 62414, Oct. 15, 2015]

**Subpart MM—National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semichemical Pulp Mills** [Amended at 82 FR 47347, Oct. 11, 2017]

**Subpart DDD—National Emission Standards for Hazardous Air Pollutants for Mineral Wool Production** [Amended at 80 FR 45329, July 29, 2015]

**Subpart LLL—National Emission Standards for Hazardous Air Pollutants From the Portland Cement Manufacturing Industry** [Amended at 80 FR 44778, July 27, 2015] [Amended at 83 FR 35132, July 25, 2018] [Amended at 80 FR 54729 Sept. 11, 2015]; [Amended at 81 FR 48359, July 25, 2016]; [Amended at 82 FR 28565 June 23, 2017]; [Amended at 82 FR 39673, Aug. 22, 2017]; and [Amended at 83 FR 35132, July 25, 2018]

**Subpart NNN—National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing** [Amended at 80 FR 45334, July 29, 2015] and [Amended at 82 FR 60883, Dec. 26, 2017]

**Subpart OOO—National Emission Standards for Hazardous Air Pollutant Emissions: Manufacture of Amino/Phenolic Resins** [Amended at 83 FR 51852, Oct. 15, 2018]

**Subpart RRR—National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production** [Amended at 80 FR 56738, Sept. 18, 2015] and [Amended at 81 FR 38087, June 13, 2016]

**Subpart UUU—National Emission Standards for Hazardous Air Pollutants for Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units** [Amended at 80 FR 75273, Dec. 1, 2015], [Amended at 81 FR 45243, July 13, 2016], and [Amended at 83 FR 60722, Nov. 26, 2018]

**Subpart VVV—National Emission Standards for Hazardous Air Pollutants: Publicly Owned Treatment Works** [Amended at 82 FR 49525, Oct. 26, 2017]

**Subpart XXX—National Emission Standards for Hazardous Air Pollutants for Ferroalloys Production: Ferromanganese and Silicomanganese** [Amended at 80 FR 37390, June 30, 2015] and [Amended at 82 FR 5408, Jan. 18, 2017]

**Subpart CCCC—National Emission Standards for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast** [Amended at 82 FR 48178, Oct. 16, 2017]

**Subpart HHHH—National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production** [Amended at 84 FR 6692, Feb. 28, 2019]

**Subpart NNNN—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Large Appliances** [Amended at 84 FR 9611, Mar. 15, 2019]

**Subpart QQQQ—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Wood Building Products** [Amended at 84 FR 7698, Mar. 4, 2019]

**Subpart RRRR—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Furniture** [Amended at 84 FR 9635, Mar. 15, 2019]

**Subpart TTTT—National Emission Standards for Hazardous Air Pollutants for Leather Finishing Operations** [Amended at 84 FR 3320, Feb. 12, 2019]

**Subpart DDDDD—National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters** [Amended at 80 FR 72806, Nov. 20, 2015]

**Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing** [Amended at 80 FR 65520, Oct. 26, 2015]

**Subpart KKKKK—National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing** [Amended at 80 FR 65543, Oct. 26, 2015] and [Amended at 80 FR 75817, Dec. 4, 2015]

**Subpart QQQQQ—National Emission Standards for Hazardous Air Pollutants for Friction Materials Manufacturing Facilities** [Amended at 84 FR 2750, Feb. 8, 2019]

**Subpart UUUUU—National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units** [Amended at 81 FR 20180, Apr. 6, 2016], [Amended at 82 FR 16739, Apr. 6, 2017; and [Amended at 83 FR 30883, July 2, 2018]

**Subpart JJJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources** [Amended at 81 FR 63125, Sept. 14, 2016]

**6. Demonstration of compliance with A.R.S. § 49-471.08 expedited rule or ordinance making:**

A county may declare an expedited rulemaking and is not subject to A.R.S. § 49-471.07 if the rule is adopted pursuant to A.R.S. § 49-112(B) and the rule incorporates a conforming change to directly reflect federal or state rule or law. PDEQ is updating Pima County Code Title 17 to directly reflect changes in federal and state rule or law.

**7. Reference to any study relevant to the rule that the control officer reviewed and either relied or did not rely on in its evaluation of or justification for the rule, where the public may review each study, all data underlying each study, and any analysis of each study and other supporting material:**

No studies were reviewed in reference to this rulemaking action.

**8. A showing of good cause why the rules are necessary to promote a statewide interest if the rules will diminish a previous grant of authority of a political subdivision of this state:**

Not Applicable

**9. The preliminary summary of the economic, small business, and consumer impact:**

PDEQ periodically proposes updates to PCC by and through the rulemaking process set forth by the PC-BOS. This rulemaking is proposed to update its incorporations by reference of the following federal regulations: Acid Rain, New Emission Standards for Hazardous Air Pollutants (NESHAP), New Source Performance Standards (NSPS), revise the definition of Volatile Organic Compounds. These revisions should not have an economic impact on businesses in Pima County, and should not impose additional costs on the regulated community, small businesses, political subdivisions, and members of the public beyond that already incurred by reason of federal or state rule or law. The costs of compliance for the Acid rain, NESHAP, NSPS, and Volatile Organic Compounds definition have already occurred, and were considered when the federal and state rule or law was proposed and adopted.

**10. The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:**

Name: Sarah Reitmeyer

Address: 33 N. Stone Avenue, Suite 700  
Tucson, AZ 85701-1429

Telephone: (520) 724-7437

Fax: (520) 838-7432

E-mail: sarah.reitmeyer@pima.gov

**11. The time, place, and nature of the proceedings for the making, amendment, or repeal of the rule, or if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:**

Written comments will be accepted if received between the date of this publication and **October 30, 2019 by 5:00 p.m.** Written comments may be mailed or hand delivered to the Pima County Department of Environmental Quality (see #10 above). Written comments received during the comment period will be considered formal comments to the expedited rule or ordinance, and will be responded to in the notice of final rulemaking.

**Oral Proceeding: Tuesday, December 17, 2019**  
**Time: 9 a.m.**  
**Location: Pima County Board of Supervisors**  
**Public Hearing Room, First Floor**  
**130 West Congress Street**  
**Tucson, Arizona 85701**

**12. Any other matters prescribed by the statute that are applicable to the specific agency or to any specific rule or class of rules:**

None

**13. Incorporations by reference and their location in the rules:**

<u>New incorporations by reference as of July 1, 2019:</u>	<u>Location in PCC</u>
40 CFR 60, Subparts XXX, OOOOa, TTTT	17.16.490
40 CFR 63, Subparts Y and NN	17.16.530
<u>Incorporations by Reference updated to July 1, 2019</u>	
40 CFR 50, all appendices	17.11.160
40 CFR 51, Appendix M, Section IV of Appendix S, & Appendix W	17.11.160
40 CFR 52, Appendices D and E	17.11.160
40 CFR 53	17.11.160
40 CFR 58	17.11.160
40 CFR 58, all appendices	17.11.160
40 CFR 60, listed subparts and accompanying appendices	17.16.490
40 CFR 60, all appendices	17.11.160
40 CFR 61, listed subparts and accompanying appendices	17.16.530
40 CFR 61, all appendices	17.11.160
40 CFR 63, listed subparts and accompanying appendices	17.16.530
40 CFR 63, all appendices	17.11.160
40 CFR 64	17.12.040
40 CFR 72, 74, 75, 76	17.12.070
40 CFR 75, all appendices	17.11.160

**14. The full text of the rule follows:**

**Chapter 17.04 - GENERAL PROVISIONS**

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**Article III. Incorporated Materials**

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**17.04.070 - Incorporated materials.**

- ...
- C. All parts of the CFR referenced in this Title are amended as of ~~July 1, 2015~~ July 1, 2019, as applicable requirements and no future editions or amendments unless specifically indicated otherwise.

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**Article IX. - Definitions and Meanings**

**17.04.340 - Words, phrases, and terms.**

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A. Definitions.

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250. "Volatile organic compounds (VOC)" . . .

- ...
- xx. propylene carbonate;
  - yy. dimethyl-carbonate;
  - zz. trans-1,3,3,3-tetrafluoropropene; (HCF2OCF2H or HFE-134);
  - aaa. HCF2OCF2H (HFE-134);
  - bbb. HCF2OCF2OCF2H (HFE-236cal2);
  - ccc. HCF2OCF2CF2OCF2H (HFE-338pcc13);
  - ddd. HCF2OCF2OCF2CF2OCF2H (H-Galden 1040x or H-Galden ZT 130 (or 150 or 180));
  - eee. trans 1-chloro-3,3,3-trifluoroprop-1-ene;
  - zz-fff. 2,3,3,3-tetrafluoropropene (HFO-1234yf);
  - ggg. 2-amino-2-methyl-1-propanol;
  - hhh. t-butyl acetate;
  - iii. 1,1,2,2- Tetrafluoro -1-(2,2,2-trifluoroethoxy) ethane;
  - jjj. cis-1,1,1,4,4,4-hexafluorobut-2-ene (HFO-1336mzz-Z);
  - aaa-kkk. Perfluorocarbon . . .
  - bbb-lll. The following compound(s) . . .
- ...

**Chapter 17.11 - GENERAL PROVISIONS FOR PERMITS**

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**Article II. - General Provisions for Stationary Source Permits**

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**17.11.160 - Test methods and procedures.**

- A. The following test methods and protocols are approved for use as directed by the department under this chapter. These standards adopted as of ~~July 1, 2015~~ July 1, 2019, and no future editions or amendments, are incorporated by reference as applicable requirements. These standards are on file with the department and are also available from the U.S. Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

**Chapter 17.12 - INDIVIDUAL PERMITS AND PERMIT REVISIONS FOR CLASS I PERMITS**

**Article I. - Application Processing and Procedures**

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**17.12.040 - Permit contents for Class I permits.**

A. Each permit . . .

3. Each permit . . .

- ...
- b. 40 CFR 64 adopted ~~July 1, 2015~~July 1, 2019 and no future editions or amendments, is incorporated by reference as applicable requirements and on file with the department and shall be applied by the department. If more than one monitoring or testing requirement applies, the permit may specify a streamlined set of monitoring or testing provisions if the specified monitoring or testing is adequate to assure compliance at least to the same extent as the monitoring or testing applicable requirements not included in the permit as a result of such streamlining;

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**17.12.070 - Acid Rain.**

A. 40 CFR 72, 74, 75, and 76, and all accompanying appendices, adopted as of ~~July 1, 2015~~July 1, 2019, and no future editions or amendments are incorporated by reference as applicable requirements. These standards are on file with the department and shall be applied by the department. These standards can be obtained from the U.S. Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

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**Chapter 17.16 - EMISSION LIMITING STANDARDS**

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**Article IV. - New and Existing Stationary Source Performance Standards**

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**17.16.390 - Standards of performance for existing municipal solid waste landfills.**

- A. This section applies to each municipal solid waste landfill (MSW landfill) at which:
1. Construction, reconstruction, or modification began on or before May 30, 1991~~May 30, 1991~~July 17, 2014; and
  2. Waste was accepted at any time since November 8, 1987, or additional design capacity is available for future waste deposition.
- B. For the purposes of this section, "Municipal Solid Waste Landfill or MSW Landfill" means an entire disposal facility in a contiguous geographical space where household waste is placed in or on land. An MSW landfill may also receive other types of RCRA (Resource Conservation and Recovery Act) Subtitle D wastes such as commercial solid waste nonhazardous sludge, conditionally exempt small quantity generator waste, and industrial solid waste. Portions of an MSW landfill may be separated by access roads. An MSW landfill may be publicly or privately owned.
- C. MSW landfills covered by this section shall comply with 40 CFR 60, Subpart ~~WWW~~Cf, effective as of the date of EPA approval of the state plan under section 11(d) of the Act, as modified by this subsection. 40 CFR 60, Subpart WWW, "Standards of Performance for Municipal Solid Waste Landfills," is incorporated by reference in 17.16.490 will remain in effect until Arizona's state plan implementing 40 CFR 60 Subpart Cf is approved by the EPA. 40 CFR 60, Subpart Cf "Emissions Guidelines and Compliance Times for Municipal Solid Waste Landfills," AS ADOPTED ON August 29, 2016 (and no future amendments) is hereby incorporated by reference as applicable requirements. MSW landfills may meet the requirements of Subpart Cf by complying with 40 CFR 60, Subpart XXX. 40 CFR 60 Subpart XXX "Standards of Performance for Municipal Solid Waste

Landfills that Commenced Construction, Reconstruction or Modification After July 17, 2014," is incorporated by reference in Section 17.16.490.

1. ~~Definitions. In addition to the definitions in 40 CFR 60.751, "Administrator" means the director of the Pima County Department of Environmental Quality.~~
2. ~~Reporting. Each MSW landfill shall comply with the reporting requirements of 40 CFR 60.757. The initial design capacity report and initial NMOC emission rate report shall be due 90 days after the effective date of this rule.~~
3. ~~Design plan. An MSW landfill that is required to install a collection and control system shall submit a design plan for the system to the control officer with the Standard Permit Application Form not later than 12 months after it submitted or should have submitted an NMOC emission rate report indicating emissions greater than 50 Mg per year. The design plan shall be prepared by a professional engineer registered in Arizona. The control officer shall not approve the design plan if it does not meet the requirements of 40 CFR 60.752(b)(2)(ii).~~
4. ~~System installation. An MSW landfill that is required to install a collection and control system shall complete installation of the system not later than 30 months after the effective date of this rule.~~
5. ~~An MSW landfill that first becomes subject to the collection and control system requirement after the effective date of this rule shall submit a design plan for the system to the control officer not later than 12 months after it submitted or should have submitted an NMOC emission rate report indicating emissions greater than 50 Mg per year.~~

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## **Article VI. - New Source Performance Standards**

### **17.16.490 - Standards of performance for new stationary sources (NSPS).**

- A. Except as provided in subsections B, C and D of this Section, and Sections 17.16.500 through 17.16.520, the following subparts of 40 CFR 60, New Source Performance Standards (NSPS), and all accompanying appendices, adopted as of ~~February 1, 2008~~ July 1, 2019, unless otherwise specified, and no future editions or amendments are incorporated by reference as applicable requirements. These standards are on file with the Department and shall be applied by the Department. These standards can be obtained from the U.S. Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

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80.        Subpart XXX - Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014.
- ~~80.~~81.        Subpart AAAA . . .
- ~~81.~~82.        Subpart CCCC . . .
- ~~82.~~83.        Subpart EEEE . . .
- ~~83.~~84.        Subpart IIII . . .
- ~~84.~~85.        Subpart JJJJ . . .
- ~~85.~~86.        Subpart KKKK . . .
- ~~86.~~87.        Subpart LLLL . . .
- ~~87.~~88.        Subpart OOOO . . .
89.        Subpart OOOOa—Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015.
- ~~88.~~90.        Subpart QQQQ . . .
91.        Subpart TTTT—Greenhouse Gas Emissions for Electric Generating Units.

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## **Article VII. National Emission Standards for Hazardous Air Pollutants**

### **17.16.530 - National Emissions Standards for Hazardous Air Pollutants (NESHAP).**

- A. Except as provided in subsections B, C, and D of this Section, the following subparts of 40 CFR 61, National Emission Standards for Hazardous Air Pollutants (NESHAPs), and all accompanying

appendices, adopted as of ~~July 1, 2015~~ July 1, 2019, and no future editions or amendments, are incorporated by reference as applicable requirements. These standards are on file with the Department and shall be applied by the Department. These standards can be obtained from the U.S. Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

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- B. Except as provided in subsection A, the following subparts of 40 CFR 63, NESHAPs for Source Categories, and all accompanying appendices, adopted as of ~~July 1, 2015~~ July 1, 2019, and no future editions or amendments, are incorporated by reference as applicable requirements. These standards are on file with the Department and shall be applied by the Department. These standards can be obtained from the U.S. Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

<u>20.</u>	<u>Subpart Y - National Emission Standards for Marine Tank Vessel Loading Operations.</u>
<del>20-21.</del>	Subpart AA . . .
<del>21-22.</del>	Subpart BB . . .
<del>22-23.</del>	Subpart CC . . .
<del>23-24.</del>	Subpart DD . . .
<del>24-25.</del>	Subpart EE . . .
<del>25-26.</del>	Subpart GG . . .
<del>26-27.</del>	Subpart HH . . .
<del>27-28.</del>	Subpart JJ . . .
<del>28-29.</del>	Subpart KK . . .
<del>29-30.</del>	Subpart LL . . .
<del>30-31.</del>	Subpart MM . . .
<u>32.</u>	<u>Subpart NN - National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing at Area Sources.</u>
<del>31-33.</del>	Subpart OO . . .
<del>32-34.</del>	Subpart PP . . .
<del>33-35.</del>	Subpart QQ . . .
<del>34-36.</del>	Subpart RR . . .
<del>35-37.</del>	Subpart SS . . .
<del>36-38.</del>	Subpart TT . . .
<del>37-39.</del>	Subpart UU . . .
<del>38-40.</del>	Subpart VV . . .
<del>39-41.</del>	Subpart WW . . .
<del>40-42.</del>	Subpart XX . . .
<del>41-43.</del>	Subpart YY . . .
<del>42-44.</del>	Subpart CCC . . .
<del>43-45.</del>	Subpart DDD . . .
<del>44-46.</del>	Subpart EEE . . .
<del>45-47.</del>	Subpart GGG . . .
<del>46-48.</del>	Subpart HHH . . .
<del>47-49.</del>	Subpart III . . .
<del>48-50.</del>	Subpart JJJ . . .
<del>49-51.</del>	Subpart LLL . . .
<del>50-52.</del>	Subpart MMM . . .
<del>51-53.</del>	Subpart NNN . . .
<del>52-54.</del>	Subpart OOO . . .
<del>53-55.</del>	Subpart PPP . . .
<del>54-56.</del>	Subpart QQQ . . .
<del>55-57.</del>	Subpart RRR . . .
<del>56-58.</del>	Subpart TTT . . .
<del>57-59.</del>	Subpart UUU . . .
<del>58-60.</del>	Subpart VVV . . .

59-61. Subpart XXX ...  
60-62. Subpart AAAA ...  
64-63. Subpart CCCC ...  
62-64. Subpart DDDD ...  
63-65. Subpart EEEE ...  
64-66. Subpart FFFF ...  
65-67. Subpart GGGG ...  
66-68. Subpart HHHH ...  
67-69. Subpart IIII ...  
68-70. Subpart JJJJ ...  
69-71. Subpart KKKK ...  
70-72. Subpart MMMM ...  
71-73. Subpart NNNN ...  
72-74. Subpart OOOO ...  
73-75. Subpart PPPP ...  
74-76. Subpart QQQQ ...  
75-77. Subpart RRRR ...  
76-78. Subpart SSSS ...  
77-79. Subpart TTTT ...  
78-80. Subpart UUUU ...  
79-81. Subpart VVVV ...  
80-82. Subpart WWWW ...  
81-83. Subpart XXXX ...  
82-84. Subpart YYYYY ...  
83-85. Subpart ZZZZ ...  
84-86. Subpart AAAAA ...  
85-87. Subpart BBBBBB ...  
86-88. Subpart CCCCC ...  
87-89. Subpart DDDDD ...  
88-90. Subpart EEEEE ...  
89-91. Subpart FFFFF ...  
90-92. Subpart GGGGG ...  
91-93. Subpart HHHHH ...  
92-94. Subpart IIII ...  
93-95. Subpart JJJJ ...  
94-96. Subpart KKKKK ...  
95-97. Subpart LLLLL ...  
96-98. Subpart MMMMM ...  
97-99. Subpart NNNNN ...  
98-100. Subpart PPPPP ...  
99-101. Subpart QQQQQ ...  
100-102. Subpart RRRRR ...  
101-103. Subpart SSSSS ...  
102-104. Subpart TTTTT ...  
103-105. Subpart UUUUU ...  
104-106. Subpart WWWW ...  
105-107. Subpart YYYYY ...  
106-108. Subpart ZZZZ ...  
107-109. Subpart BBBBBB ...  
108-110. Subpart CCCCC ...  
109-111. Subpart DDDDD ...  
110-112. Subpart EEEEE ...  
111-113. Subpart FFFFF ...  
112-114. Subpart GGGGG ...  
113-115. Subpart HHHHH ...  
114-116. Subpart JJJJJ ...

- ~~415.117.~~ Subpart LLLLLL . . .
- ~~416.118.~~ Subpart MMMMMM . . .
- ~~417.119.~~ Subpart NNNNNN . . .
- ~~418.120.~~ Subpart OOOOOO . . .
- ~~419.121.~~ Subpart PPPPPP . . .
- ~~420.122.~~ Subpart QQQQQQ . . .
- ~~421.123.~~ Subpart RRRRRR . . .
- ~~422.124.~~ Subpart SSSSSS . . .
- ~~423.125.~~ Subpart TTTTTT . . .
- ~~424.126.~~ Subpart VVVVVV . . .
- ~~425.127.~~ Subpart WWWWWW . . .
- ~~426.128.~~ Subpart XXXXXX . . .
- ~~427.129.~~ Subpart YYYYYY . . .
- ~~428.130.~~ Subpart ZZZZZZ . . .
- ~~429.131.~~ Subpart AAAAAA . . .
- ~~430.132.~~ Subpart BBBBBB . . .
- ~~431.133.~~ Subpart CCCCCC . . .
- ~~432.134.~~ Subpart DDDDDD . . .
- ~~433.135.~~ Subpart EEEEEEE . . .
- ~~434.136.~~ Subpart HHHHHH . . .

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