



Notice of Expedited Rulemaking Rule Information

This expedited rulemaking is to update incorporations by reference for 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 Code of Federal Regulations (CFR). The federal regulations would be incorporated as of July 1, 2019. PDEQ's intention is to continue its delegated authority from EPA to implement and enforce these programs in Pima County. In addition, PDEQ is updating the definition of Volatile Organic Compounds (VOC) in Section 17.04.340 to conform to federal regulations.

Updates include the following:

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]

The expedited rule text and other related information is available at the PDEQ office, on the Pima County Homepage, and on the PDEQ website (noted below), or you may request a copy by contacting our department.

A public hearing before the Pima County Board of Supervisors will be held on Tuesday, December 17, 2019 at, or after, 9:00 a.m. in the Board Hearing Room, located at 130 W. Congress, 1st floor, Tucson, Arizona.

Comments pertaining to the Notice of Expedited Rulemaking may be submitted at the above noticed public hearing, in writing to PDEQ (Attn: Sarah Reitmeyer, 33 N Stone Ave Suite 700, Tucson, AZ 85701), or via e-mail to sarah.reitmeyer@pima.gov. Written comments on the proposed Notice of Expedited Rulemaking will be accepted by PDEQ until 5:00 p.m. on October 30, 2019.

For additional information please contact Sarah Reitmeyer, Regulatory Program Manager, at (520) 724-7437 or visit PDEQ's website at http://webcms.pima.gov/government/environmental_quality/