



State of Utah

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*Governor*

SPENCER J. COX  
*Lieutenant Governor*

Department of  
Environmental Quality

Alan Matheson  
*Executive Director*

DIVISION OF AIR QUALITY  
Bryce C. Bird  
*Director*

DAQ-020-16

**MEMORANDUM**

**TO:** Air Quality Board

**THROUGH:** Bryce C. Bird, Executive Secretary

**FROM:** Ryan Stephens, Environmental Planning Consultant

**DATE:** April 13, 2016

**SUBJECT:** PROPOSE FOR PUBLIC COMMENT: R307-210. Stationary Sources.

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R307-210, Stationary Sources, must be updated periodically to reflect changes to federal air quality regulations found in Title 40 of the Code of Federal Regulations (40 CFR) Part 60. All published changes to 40 CFR Part 60 from July 1, 2014, to July 1, 2015, are listed in the attached document. To reflect these changes, R307-210 needs to be amended to incorporate by reference the July 1, 2015, version of 40 CFR Part 60.

Staff Recommendation: Staff recommends that the Board propose the amendments to R307-210 for public comment.

1 **R307. Environmental Quality, Air Quality.**

2 **R307-210. Stationary Sources.**

3 **R307-210-1. Standards of Performance for New Stationary Sources**  
4 **(NSPS).**

5 The provisions of 40 Code of Federal Regulations (CFR) Part 60,  
6 effective on July 1, [~~2014~~2015], except for Subparts Cb, Cc, Cd, Ce,  
7 BBBB, DDDD, and HHHH, are incorporated by reference into these rules  
8 with the exception that references in 40 CFR to "Administrator" shall  
9 mean "director" unless by federal law the authority referenced is  
10 specific to the Administrator and cannot be delegated.

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12 **KEY: air pollution, stationary sources, new source review**

13 **Date of Enactment or Last Substantive Amendment: [~~June 4, 2015~~2016**

14 **Notice of Continuation: April 6, 2011**

15 **Authorizing, and Implemented or Interpreted Law: 19-2-104(3)(q);**  
16 **19-2-108**

Final Standards of Performance for Stationary Sources (NSPS) for Adoption  
From July 1, 2014, to July 1, 2015

<b>FR Info (Title, Volume, Pages)</b>	<b>CFR Reference</b>	<b>Summary</b>
02/02/15 FR. Vol. 80, No. 21 Pgs. 5475-79. [EPA-R06-OAR-2007-0488; FRL-9921-77-Region 6]	40 CFR 60.4(b)(GG) and 40 CFR Part 60.4(e)(1)	This final rule does not impact Utah. It is addressing New Mexico's submittal of regulations for receiving delegation of the Environmental Protection Agency authority for implementation and enforcement of New Source Performance Standards and National Emission Standards for Hazardous Air Pollutants for all sources.
02/24/2012 FR Vol. 80, No. 36 Pages 9613 - 9622 [EPA-R06-OAR-2010-1054; FRL-9923-11-Region 6]	40 CFR 60.4(b)(T) and 40 CFR 60.4(e)(2)	This final rule does not impact Utah. It is addressing Louisiana's submittal of regulations for receiving delegation of the Environmental Protection Agency authority for implementation and enforcement of New Source Performance Standards and National Emission Standards for Hazardous Air Pollutants for all sources.
11/19/2014 FR Vol. 79, No. 223 Pages 68777 - 68794 [EPA-HQ-OAR-2009-0234; EPA-HQ-OAR-2011-0044; FRL-9919-29-OAR]	40 CFR 60.42Da(e)(2)	This final action included final amendments to the startup and shutdown provisions of the final MATS and Utility NSPS issued by EPA on Fe. 16, 2012. This final rule amends 40 CFR 60.42Da(e)(2) to say that "owners or operators of facilities subject to subpart DDDDD of part 63 shall meet the work practice standards specified in Table 3 to subpart DDDDD of part 63 and use the relevant definition used in § 63.7575." EPA stated in the Federal Register that this amendment would not have a significant economic or air quality related impact.
10/09/2014 FR Vol. 79, No. 196 Pages 60993 - 60995 [EPA-R08-OAR-2014-0272; FRL-9917-49-Region 9]	40 CFR 60.4	This action informed the public of NSPS delegations made to Region 8 states and replaced the delegation table in 40 CFR 60.4(c) with a Web address directing the public to current EPA Region 8 NSPS delegations.

Final Standards of Performance for Stationary Sources (NSPS) for Adoption  
From July 1, 2014, to July 1, 2015

FR Info (Title, Volume, Pages)	CFR Reference	Summary
<p>12/31/2014 FR Vol. 79, No. 250 Pages 79018 - 79041 [EPA-HQ-OAR-2010-0505; FRL-9921-03-OAR]</p>	<p>40 CFR 60.5365, 60.5375, 60.5390, 60.540, 60.5412, 60.5413, 60.5415, 60.5416, 60.5430.</p>	<p>This action finalizes amendments to new source performance standards (NSPS) for the oil and natural gas sector. On August 16, 2012, the Environmental Protection Agency (EPA) published final NSPS for the oil and natural gas sector. The Administrator received petitions for administrative reconsideration of certain aspects of the standards. Among issues raised in the petitions were time-critical issues related to certain storage vessel provisions and well completion provisions. On July 17, 2014 (79 FR 41752), the EPA published proposed amendments and clarifications as a result of reconsideration of certain issues related to well completions, storage vessels and other issues raised for reconsideration as well as technical corrections and amendments to further clarify the rule. This action finalizes these amendments and corrects technical errors that were inadvertently included in the final standards.</p>
<p>03/16/2015 FR Vol. 80, No. 50 Pages 13672 – 13753 [EPA-HQ-OAR-2009-0734; FRL-9920-50-OAR]</p>	<p>40 CFR 60.17</p> <p>Subpart AAA: Secs. 60.530, 60.531, 60.532, 60.533, 60.534-60.539(a)-(b).</p> <p>Subpart QQQ: Secs. 60.5472-60.5483.</p> <p>Appendix A-8 to Part 60-Test Methods 26-30B.</p> <p>And</p> <p>Appendix I to Part 60- Owner’s Manuals and Temporary Labels for Wood Heaters Subject to Subparts AAA and QQQQ of Part 60.</p>	<p>The Environmental Protection Agency (EPA) took final action to revise the Standards of Performance for New Residential Wood Heaters and to add a new subpart: Standards of Performance for New Residential Hydronic Heaters and Forced-Air Furnaces. This final rule achieved several objectives for new residential wood heaters, including applying updated emission limits that reflect the current best systems of emission reduction; eliminating exemptions over a broad suite of residential wood combustion devices; strengthening test methods as appropriate; and streamlining the certification process.</p>