

**§ 418.43**

**§ 418.43 Effluent limitations and guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.**

The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this section, which may be discharged by a point source subject to the provisions of this subpart after application of the best available technology economically achievable:

Effluent characteristics	Effluent limitations	
	Maximum for any 1 day	Average of daily values for 30 consecutive days shall not exceed—
Ammonia (as N) .....	0.08	0.04
Nitrate (as N) .....	.12	.07

NOTE: Metric units: kilogram/1,000 kg of products; English units: pound/1,000 lb of product.

(Sec. 306(b), Federal Water Pollution Control Act, as amended (33 U.S.C. 1316(c)))

[43 FR 17828, Apr. 26, 1978]

**§ 418.44 [Reserved]**

**§ 418.45 Standards of performance for new sources.**

The following standards of performance establish the quantity or quality of pollutants or pollutant properties, controlled by this section, which may be discharged by a new source subject to the provisions of this subpart:

Effluent characteristic	Effluent limitations	
	Maximum for any 1 day	Average of daily values for 30 consecutive days shall not exceed—
Ammonia (as N) .....	0.08	0.04
Nitrate (as N) .....	.12	.07

NOTE: Metric units: kilogram/1,000 kg of product; English units: pound/1,000 lb of product.

(Sec. 306(b), Federal Water Pollution Control Act, as amended (33 U.S.C. 1316(c)))

[43 FR 17828, Apr. 26, 1978, as amended at 44 FR 9388, Feb. 13, 1979]

**§ 418.46 Pretreatment standards for new sources.**

The pretreatment standards under section 307(c) of the Act for a source within the ammonium nitrate sub-

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category, which is a user of a publicly owned treatment works (and which would be a new source subject to section 306 of the Act, if it were to discharge pollutants to the navigable waters), shall be the standard set forth in 40 CFR part 128, except that, for the purpose of this section, 40 CFR 128.133 shall be amended to read as follows:

In addition to the prohibitions set forth in 40 CFR 128.131, the pretreatment standard for incompatible pollutants introduced into a publicly owned treatment works shall be the standard of performance for new sources specified in 40 CFR 418.45; *Provided*, That, if the publicly owned treatment works which receives the pollutants in committed, in its NPDES permit, to remove a specified percentage of any incompatible pollutant, the pretreatment standard applicable to users of such treatment works shall be correspondingly reduced in stringency for that pollutant.

EDITORIAL NOTE: Section 418.46 was suspended until further notice, at 40 FR 26275, June 23, 1975, effective July 20, 1975.

**Subpart E—Nitric Acid Subcategory**

**§ 418.50 Applicability; description of the nitric acid subcategory.**

The provisions of this subpart are applicable to discharges resulting from production of nitric acid in concentrations up to 68 percent. Discharges from shipping losses are excluded.

[41 FR 2387, Jan. 1, 1976]

**§ 418.51 Specialized definitions.**

For the purpose of this subpart:

(a) Except as provided below, the general definitions, abbreviations and methods of analysis set forth in 40 CFR part 401 shall apply to this subpart.

(b) The term *product* shall mean nitric acid on the basis of 100 percent HNO<sub>3</sub>.

(c) The term *shipping losses* shall mean: Discharges resulting from loading tank cars or tank trucks; discharges resulting from cleaning tank cars or tank trucks; and discharges from air pollution control scrubbers designed to control emissions from loading or cleaning tank cars or tank trucks.