

Environmental Protection Agency

§ 52.1031

§ 52.1028 [Reserved]

§ 52.1029 Significant deterioration of air quality.

The program to review operation and construction of new and modified major stationary sources in attainment areas is approved as meeting the requirements of Part C.

[45 FR 6786, Jan. 30, 1980]

§ 52.1030 Control strategy: Sulfur oxides.

(a) The revision to Regulation 100.6 (Chapter 106) "Low Sulfur Fuel Regulation" for the Metropolitan Portland Air Quality Control Region, submitted by the Governor of Maine on August 25, 1977, is approved with the exception of paragraph 100.6.5(b) which allows the

Commissioner of the Department of Environmental Protection to grant variances to Regulation 100.6.

[47 FR 948, Jan. 8, 1982]

§ 52.1031 EPA-approved Maine regulations.

The following table identifies the State regulations which have been submitted to and approved by EPA as revisions to the Maine State Implementation Plan. This table is for informational purposes only and does not have any independent regulatory effect. To determine regulatory requirements for a specific situation consult the plan identified in § 52.1020. To the extent that this table conflicts with §§ 52.1020, 52.1020 governs.

TABLE 52.1031—EPA-APPROVED RULES AND REGULATIONS

State citation	Title/Subject	Date adopted by State	Date approved by EPA	Federal Register citation	52.1020	
Chapter: 1	Regulations for the Processing of Applications..	02/08/84	03/23/93	58 FR 15430	(c)(26)	Portions of chapter 1.
100 .....	.....	5/7/79	1/3/80	45 FR 6784	(c)(10)	PSD Plan Only.
100	Definitions Regulations.	12/24/79	2/19/80	45 FR 10766	(c)(11)	
100	Definitions.	2/6/80 10/3/89	3/23/93	58 FR 15430	(c)(26)	All except for the definition of VOC in chapter 100(76). Note that this definition is approved in another paragraph below. In addition, Maine withdrew the definition of fuel burning equipment in chapter 100(29) from its SIP submittal. This definition is approved in another paragraph below.
.....	.....	.....	.....	.....	(c)(27)	Approval of definition of VOC in chapter 100(76) only.
100	Definitions Regulations.	11/26/91	6/21/93	58 FR 33768	(c)(31)	Revised "volatile organic compound (VOC)" and "federally enforceable." Added "particulate matter emissions" and "PM ₁₀ emissions."
100	Definitions	7/10/90	3/18/94	59 FR 12855	(c)(29)	Changes to the following definitions: Actual emissions, baseline concentration and fuel burning equipment in Chapter 100(1), (9), and (29).
100	Definitions	1/6/93	6/17/94	59 FR 31157	(c)(33)	Revised to add definitions associated with VOC RACT rules.
100	Definitions	11/10/93	1/10/95	60 FR 2526	(c)(34)	Revised to add definitions associated with emission statement rules.
100	Definitions	6/22/94	6/29/95	60 FR 33734	36	Gasoline marketing definitions added

TABLE 52.1031—EPA-APPROVED RULES AND REGULATIONS—Continued

State citation	Title/Subject	Date adopted by State	Date approved by EPA	Federal Register citation	52.1020	
100	Definitions Regulation	6/22/94	2/14/96	61 FR 5694	(c)(37)	Addition of 1990 Part D NSR and other CAAA requirements.
100	Definitions	7/19/95	10/15/96	61 FR 53639	(c)(42)	Definition of "VOC" revised.
101	Visible Emissions	10/10/79	2/17/82	47 FR 6829	(c)(17)	
102	Open Burning	1/31/72	5/31/72	37 FR 10842	(b)	
103	Fuel Burning Equipment Particulate Emission Standard.	1/31/72	5/31/72	37 FR 10842	(b)	
104	Incinerator Particulate Emission Standard.	1/24/83 1/31/72	2/26/85 5/31/72	50 FR 7770	(c)(19)	
105	General Process Source Particulate Emission Standard.	1/31/72	5/31/72	37 FR 10842	(b)	
106	Low Sulfur Fuel	1/31/72 2/08/78	5/31/72 1/8/82	37 FR 10842	(b)	
107	Sulfur Dioxide Emission Standards for Sulfite Pulp Mills.	1/31/72	5/31/72	37 FR 10842	(b)	Revised limits for Portland Peninsula only.
109	Emergency Episode Regulation.	1/31/72	5/31/72	37 FR 10842	(b)	
109	Emergency Episode Regulation.	8/14/91	1/12/95	60 FR 2887	(c)(28)	Revisions which incorporate the PM10 alert, warning, and emergency levels.
110	Ambient Air Quality Standards.	5/7/79	1/30/80	45 FR 6784	(c)(10)	
110	Ambient Air Quality Standards.	10/25/89	3/23/93	58 FR 15430	(c)(26)	All of chapter 110 except for chapter 110(2) which is approved in another paragraph, below. Note that Maine did not submit its Chromium standard in chapter 110(12) for approval.
110	Ambient Air Quality Standards.	7/10/90	3/18/94	59 FR 12855	(c)(27)	Chapter 110(2) only.
110	Ambient Air Quality Standards.	7/24/96	3/22/04	69 FR 13231	(c)(52)	Addition of NO ₂ increments for class I and II areas in Chapter 110(10). Note that class III increment in Chapter 110(10)(C)(3) is not part of submittal.
111	Petroleum Liquid Storage Vapor Control.	5/7/79	2/19/80	45 FR 10766	(c)(11)	Adopts PSD increments based on PM10, in place of increments based on TSP.
112	Petroleum Liquids Transfer Recovery.	9/27/89	2/3/92 2/19/80	57 FR 3948	(c)(30)	
		5/7/79	3/5/82	47 FR 9462	(c)(16)	Irving Oil, Searsport exempted.
		7/22/86	2/2/87	52 FR 3117	(c)(22)	Bulk Gasoline Terminal Test methods.
		5/22/91	2/3/92	57 FR 3948	(c)(30)	The exemption for Irving Oil Corporation in Searsport, Maine incorporated by reference at 40 CFR 52.1020(c)(16) is removed.
112	Petroleum liquids transfer recover.	6/22/94	6/29/95	60 FR 33734	36	Deleted exemption for tank trucks less than 3500 gallons.
112	Gasoline Bulk Terminals.	7/19/95	10/15/96	61 FR 53639	(c)(42)	Emission limit lowered from 80 mg/l to 35 mg/l.
113	Growth Offset Regulation.	5/7/79	2/19/80	45 FR 10766	(c)(11)	Part of New Source Review program.
		12/18/85	12/23/86	51 FR 45886	(c)(21)	Deletes Thomaston.

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113	Growth Offset Regulation.	10/25/89	3/23/93	58 FR 15430	(c)(26)	
113	Growth Offset Regulation.	7/10/90	3/18/94	59 FR 12855	(c)(29)	Change to Chapter 113(II)(A) to include NO ₂ . Addition of 1990 Part D NSR requirements.
113	Growth Offset Regulation.	6/22/94	2/14/96	61 FR 5694	(c)(37)	
114	Classification of Air Quality Control Regions.	5/7/79	1/30/80	45 FR 6874	(c)(10)	
114	Designation of Air Quality Control Regions.	10/25/89	3/23/93	58 FR 15430	(c)(26)	All except for chapter 114(11) and (111) which are approved in another paragraph below. Chapter 114(11)and (111) only.
	.....	.....	.....	.....	(c)(27)	
114	Classification of Air Quality Control Regions.	4/27/94	Aug. 30, 1995	60 FR 45060	(c)(40)	Revision to remove Presque Isle as nonattainment for PM ₁₀ .
115	Emission License Regulation..	5/7/79	1/30/80	45 FR 6784	(c)(10)	PSD
	.....	12/24/79	2/19/80	45 FR 10766	(c)(11)	New Source Review. Note Maine did not submit references to nonregulated pollutants for approval. Also note that this chapter was formerly chapter 108.
	.....	10/25/89	3/23/93	58 FR 15430	(c)(26)	
115	Emission License Regulation.	7/10/90	3/18/94	59 FR 12855	(c)(29)	Changes to Chapter 115(I)(B), (VII)(A), VII)(B)(3), and (VII)(D)(3) to remove Chapter 108 and to incorporate NO ₂ increments requirements.
115	Emission License Regulation.	6/22/94	2/14/96	61 FR 5694	(c)(37)	Addition of 1990 Part D NSR and other CAAA requirements.
116	Prohibited Dispersion Techniques..	10/25/89	3/23/93	58 FR 15430	(c)(26)	
117	Source Surveillance	8/9/88	3/21/89	54 FR 11525	24.	
118	Gasoline Dispensing Facilities.	6/22/94	6/29/95	60 FR 33734	36	
	.....	7/19/95	10/15/96	61 FR 53639	(c)(43)	Stage II vapor recovery requirements added.
119	Motor Vehicle Fuel Volatility Limit.	6/1/00	3/6/02	67 FR 10100	(c)(49)	Controls fuel volatility in the State. 7.8 psi RVP fuel required in 7 southern counties.
120	Gasoline Tank Trucks.	6/22/94	6/29/95	60 FR 33734	35	
123	Paper Coater Regulation.	9/27/89	2/3/92	57 FR 3949	(c)(30)	The operating permits for S.D. Warren of Westbrook, Eastern Fine Paper of Brewer, and Pioneer Plastics of Auburn incorporated by reference at 40 CFR § 52.1020 (c)(11), (c)(11), and (c)(18), respectively, are withdrawn.
126	Capture Efficiency Test Procedures.	5/22/91	3/22/93	58 FR 15282	(c)(32).	
129	Surface coating Facilities.	1/6/93	6/17/94	59 FR 31157	(c)(33)	Includes surface coating of: Cans, fabric, vinyl, metal furniture, flatwood paneling, and miscellaneous metal parts and products.
130	Solvent Degreasers ..	1/6/93	6/17/94	59 FR 31157	(c)(33).	
131	Cutback and Emulsified Asphalt.	1/6/93	6/17/94	59 FR 31157	(c)(33).	
132	Graphic Arts: Rotogravure and Flexography.	1/6/93	6/17/94	59 FR 31157	(c)(33).	

TABLE 52.1031—EPA-APPROVED RULES AND REGULATIONS—Continued

State citation	Title/Subject	Date adopted by State	Date approved by EPA	Federal Register citation	52.1020	
133	Gasoline Bulk Plants	6/22/94	6/29/95	60 FR 33734	36	
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	2/8/95	4/18/00	65 FR 20753	(c)(45)	Regulation fully approved for the following counties: York, Sagadahoc, Cumberland, Androscoggin, Kennebec, Knox, Lincoln, Hancock, Waldo, Aroostook, Franklin, Oxford, and Piscataquis. Regulation granted a limited approval for Washington, Somerset, and Penobscot Counties.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	2/25/97	4/18/00	65 FR 20753	(c)(45)	VOC RACT determination for JJ Nissen Baking Company.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	7/23/97 10/27/97	4/18/00	65 FR 20753	(c)(45)	VOC RACT determination for Prime Tanning.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	7/25/97	4/18/00	65 FR 20753	(c)(45)	VOC RACT determination for Portsmouth Naval Shipyard.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	12/5/96 10/20/97	4/18/00	65 FR 20753	(c)(45)	VOC RACT determination for Dexter Shoe.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	6/16/97	4/18/00	65 FR 20753	(c)(45)	VOC RACT determination for Pioneer Plastics.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	1/4/96	4/18/00	65 FR 20753	(c)(45)	VOC RACT determination for Georgia Pacific.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	1/18/96	4/18/00	65 FR 20753	(c)(45)	VOC RACT determination for Champion International.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	10/4/95 12/13/95	4/18/00	65 FR 20753	(c)(45)	VOC RACT determination for International Paper.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	12/8/95	4/18/00	65 FR 20753	(c)(45)	VOC RACT determination for James River.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	12/18/95	4/18/00	65 FR 20754	(c)(45)	VOC RACT determination for Lincoln Pulp and Paper.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	12/18/95	4/18/00	65 FR 20754	(c)(45)	VOC RACT determination for SD Warren Paper Company's Westbrook, Maine facility.

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134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	10/4/95 1/9/96	4/18/00	65 FR 20754	(c)(45)	VOC RACT determination for SD Warren Paper Company's Skowhegan, Maine facility.
134	Reasonably Available Control Technology for Facilities that Emit Volatile Organic Compounds.	12/20/95	4/18/00	65 FR 20754	(c)(45)	VOC RACT determination for Boise Cascade.
134	Reasonably available control technology for facilities that emit volatile organic compounds.	4/11/01	5/20/02	67 FR 35441	(c)(51)	VOC RACT determination for Bath Iron Works.
134	Reasonably available control technology for facilities that emit volatile organic compounds.	4/26/01 7/2/01	5/20/02	67 FR 35441	(c)(51)	VOC RACT determination for Pratt & Whitney.
134	Reasonably available control technology for facilities that emit volatile organic compounds.	5/10/01	5/20/02	67 FR 35441	(c)(51)	VOC RACT determination for for Moosehead Manufacturing's Dover-Foxcroft plant.
	Reasonably available control technology for facilities that emit volatile organic compounds.	5/10/01	5/20/02	67 FR 35441	(c)(51)	VOC RACT determination for for Moosehead Manufacturing's Monson plant.
137	Emission Statements	11/10/93	1/10/95	60 FR 2526	(c)(34)	
138	Reasonably Available Control Technology For Facilities That Emit Nitrogen Oxides.	8/3/94	December 26, 1995	60 FR 66755	(c)(41)	Affects sources only in Oxford, Franklin, Somerset, Piscataquis, Penobscot, Washington, Aroostook, Hancock and Waldo Counties (excepted portions of rule include Sections 1.A.1. and 3.B.).
138	NO _x RACT	8/3/94	9/9/02	67 FR 57154	(c)(46)	Affects sources in York, Cumberland, Sagadahoc, Androscoggin, Kennebec, Lincoln, and Knox counties.
138	NO _x RACT	5/18/95 & 2/16/96	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x RACT for FPL Energy's (formerly Central Maine Power) W.F. Wyman Station.
138	NO _x RACT	6/16/95 & 6/12/96	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x RACT for Tree Free Fiber Company, LLC. (formerly Statler Tissue).
138	NO _x RACT	8/23/95 & 3/10/97	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x RACT for Pioneer Plastics Corporation.
138	NO _x RACT	11/15/95	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x RACT for Scott Paper Company.
138	NO _x RACT	1/18/96	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x RACT for Chinnet Company.
138	NO _x RACT	2/7/96	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x RACT for FMC Corporation—Food from Ingredients Division.
138	NO _x RACT	6/5/96 & 3/5/97	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x FR RACT for Dragon Products Company, Inc.
138	NO _x RACT	6/12/96	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x RACT for S.D. Warren Company.
138	NO _x RACT	10/16/96	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x RACT for Mid-Maine Waste Action Corporation.

TABLE 52.1031—EPA-APPROVED RULES AND REGULATIONS—Continued

State citation	Title/Subject	Date adopted by State	Date approved by EPA	Federal Register citation	52.1020	
138	NO _x RACT	10/21/96 & 7/25/97	9/9/92	67 FR 57154	(c)(47)	Case-specific NO _x RACT for Portsmouth Naval Shipyard.
138	NO _x RACT	11/12/96	9/9/02	67 FR 57154	(c)(47)	Case-specific NO _x RACT for Maine Energy Recovery Company.
141	Conformity of General Federal Actions.	9/11/96	September 23, 1997	62 FR 49611	(c)(44)	“Chapter 141: Conformity of General Federal Actions”.
“Vehicle I/M”.	Vehicle Inspection and Maintenance.	7/9/98	1/10/01	66 FR 1875	(c)(48)	Maine Motor Vehicle Inspection Manual,” revised in 1998, pages 1–12 through 1–14, and page 2–14, D.1.g. Also, Authorizing legislation effective July 9, 1998 and entitled L.D. 2223, “An Act to Reduce Air Pollution from Motor Vehicles and to Meet Requirements of the Federal Clean Air Act.”

NOTE. 1. The regulations are effective statewide unless stated otherwise in comments section.

(Secs. 110(a) and 301(a) of the Clean Air Act, as amended (42 U.S.C. 7410(a) and 7601(a)))

[50 FR 3336, Jan. 24, 1985, as amended at 50 FR 7770, Feb. 26, 1985; 51 FR 45886, Dec. 23, 1986; 52 FR 3117, Feb. 2, 1987; 54 FR 11525, Mar. 21, 1989; 55 FR 20603, May 18, 1990; 57 FR 3948, Feb. 3, 1992; 58 FR 15282, Mar. 22, 1993; 58 FR 15430, Mar. 23, 1993; 58 FR 33768, June 21, 1993; 59 FR 12855, Mar. 18, 1994; 59 FR 31157, June 17, 1994; 60 FR 2526, Jan. 10, 1995; 60 FR 2887, Jan. 12, 1995; 60 FR 33734, June 29, 1995; 60 FR 45059, Aug. 30, 1995; 60 FR 66755, Dec. 26, 1995; 61 FR 5694, Feb. 14, 1996; 61 FR 53639, Oct. 15, 1996; 62 FR 49611, Sept. 23, 1997; 65 FR 20753, Apr. 18, 2000; 66 FR 1875, Jan. 10, 2001; 67 FR 10100, Mar. 6, 2002; 67 FR 35441, May 20, 2002; 67 FR 57154, Sept. 9, 2002; 69 FR 13231, Mar. 22, 2004]

§ 52.1033 Visibility protection.

(a) The requirements of section 169A of the Clean Air Act are not met because the plan does not include approvable procedures for meeting all of the requirements of 40 CFR 51.302 or 51.306 for the protection of visibility in mandatory class I Federal areas.

(b) [Reserved]

(c) *Long-term strategy.* The provisions of § 52.29 are hereby incorporated into the applicable plan for the State of Maine.

[52 FR 45138, Nov. 24, 1987, as amended at 58 FR 15431, Mar. 23, 1993]

§ 52.1034 Stack height review.

The State of Maine has declared to the satisfaction of EPA that no existing emission limitations have been affected by stack height credits greater than good engineering practice or any other prohibited dispersion techniques as defined in EPA’s stack height regulations as revised on July 8, 1985. Such

declarations were submitted to EPA on December 17, 1985; May 30, 1986; October 2, 20, and 24, 1986; August 6, 1987; September 8 and 30, 1988.

[54 FR 8190, Feb. 27, 1989]

§ 52.1035 Requirements for state implementation plan revisions relating to new motor vehicles.

Maine must comply with the requirements of § 51.120.

[60 FR 4737, Jan. 24, 1995]

§ 52.1036 Emission inventories.

(a) The Governor’s designee for the State of Maine submitted 1990 base year emission inventories for the Knox and Lincoln Counties area, the Lewiston and Auburn area, the Portland area, and the Hancock and Waldo Counties area on July 25, 1995 as a revision to the State Implementation Plan (SIP). The 1990 base year emission inventory requirement of section 182(a)(1)